

A N  
**ABRIDGMENT**  
OF THE  
**Act of Parliament**  
FOR THE

Better Execution of His Majesty's Gracious  
Declaration for the Settlement of His Kingdom of  
*Ireland, &c.* Made in the 14th and 15th Years  
of the Reign of King *Charles* the Second, *Self.* 4.  
Cap. 2.

And also of

The Act of Parliament for the Explaining  
of some Doubts arising upon the aforeſaid Act,  
and making ſome Alterations of, and Additions  
to the ſaid Act, &c. Made in the 17 and 18  
Years of the Reign of King *Charles* the Second,  
*Self.* 5. Cap. 2.

With a Copious Alphabetical Table to  
the ſame.

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*Omnis nova Constitutio futuris Temporibus formam im-  
ponere debet, non prateritis.*

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By *G. Meriton*, Esq; Barrister at Law.

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**D U B L I N :**

Printed by and for *Andrew Crook*, Printer to the  
King's Most Excellent Majesty, on the *Blind-Key*, by  
*Matthew Gunne* at the Bible and Crown in *Essex-Street*,  
and *Eliphal Dolson* at the Stationers-Arms in *St. Dunstons*  
*Street*, M D C C I.



FOR THE

of the Reign of King Charles the Second, 1660.

The Act of Parliament for the Explaining  
 the Lord's Supper in the words of the Lord's

I have the honor to acknowledge the receipt of your letter of the 10th inst. in relation to the proposed amendment to the Constitution of the State, and in reply to inform you that the same has been forwarded to the proper authorities for their consideration.

To the Reader.  
 The Statutes of Settlement, and have been at the  
 Charges to make the Work publick; and if it finds  
 a kind acceptance, it may encourage me to proceed  
 in my intended Purposes, to Publish some other  
 Pieces for the Publick.

# Advertisement

## TO THE READER.

Kind Reader,

I Did fully resolve (when I undertook to Abridge the Irish Statutes) to have Incerted the Abridgment of these two Statutes into my Book under their proper Head or Title. But some Honourable Ingenious Persons dissuaded me from my intended purpose, and told me that it would make the Book too bulky. So they advised me rather to Print the Abridgment of these two Statutes in a Pocket Manual by it self; and it would be more acceptable, for in regard all or most of the Titles to Estates in Ireland are derived from one or both of these Acts, so several Persons would buy this Abridgment that would not buy the General Abridgment. So having followed the Advice of these Gentlemen, I have taken the pains to Abridge these

## To the Reader.

two Statutes of Settlement, and have been at the Charges to make the Work publick; and if it finds a kind Acceptance, it may encourage me to proceed in my intended Purposes, to Publish some other Pieces for the Publick Service of this Kingdom. For, Non nobis solum, Nati sumus, &c.



# ABRIDGMENT

The Act for settling of Estates, &c. in Ireland  
made in the 14 & 15 Years of King Charles  
The Second.

And also of  
The Act of the 19 & 18 Years of King Charles the Second, made for the explaining some Doubts arising upon this former Act, and for making some alterations of, and additions unto the said Act. &c.

I. **Statute** 14 & 15. *Car. 2. Sess. 4. Cap. 2.* All Mannors, Cattles, Houses, Places, Lands &c. in all and every the Counties, Barones, Cities, Towns Corporate, and Walled Towns in this Kingdom, which at any time from and after the 23. day of October, 1641. were Seized or Sequestred into the hands, or to the use of King *Car. 1.* or *Car. 2.* or otherwise disposed of, or let out to any person or persons, use or uses, for Adventures, Arrears, Reprisals or otherwise, or whereof King *Car. 1.* or *Car. 2.* or any Adventurer, Soldier, Reprobable person or others, respectively had and received the Reins and Profits, by reason or upon account of the Rebellion or War; or whereof the Adventurers, Officers and Soldiers now, or formerly of the English Army in this Kingdom, or Transplanted or Transplantable persons, their Heirs or Assigns, or any other persons whatsoever, upon account of the said Rebellion or War, were in Seisin or Possession by themselves

themselves, Tenants or Agents on the 7 day of *May*, 1659, or which were set apart, or reserved towards the satisfaction of any the said Adventurers, Soldiers, or other persons, in consideration of any Money or Provisions advanced or furnished, or for Arrears of Pay, or in compensation of any Service, or other account whatsoever, or reserved in order to a Reprizal for such Incumbrances as then were, now are, or shall be Adjudged to any persons out of the said Lands, or for any other purpose whatsoever; or whereof any Custodian, Lease for Years, or other Grant whatsoever, hath been made; or unto which the King's Father or Himself are any wise Intituled upon account of the said Rebellion or War; or which are wrongfully detained or concealed by any persons whatsoever. As also all Charters, Mannors, Lands, Rents, Tythes, Pensions, and other Beneficements whatsoever to them belonging, which were in the Seizin or Possession, and out of which any Rent or Duty was reserved, by any who by the qualifications of this Act shall be adjudged Innocent Persons, as also all Lands and Tenements belonging to any Ecclesiastical Persons, in their Politick Capacity, and that have formerly by them been Let in Fee Farm, the Right whereof was in any persons, their Heirs or Assigns, who by the qualifications in this Act are expressed, shall not be adjudged Innocent Persons. As also all Leases that have been made by any Ecclesiastical Persons of any Lands or Tenements belonging unto them in their Politick Capacity, to any persons, their Executors, Administrators or Assigns, who by the qualifications in this Act expressed shall not be adjudged Innocent Persons. And also all Impropriations and Appropriate Tythes belonging to any persons, their Heirs, Executors, Administrators or Assigns, who by the qualifications in this present Act expressed shall not be adjudged Innocent, are adjudged and declared as from the said 23 day of *October*, 1641, Forfeited to the King, His Heirs and Successors, and are from that time Vested and Settled in the real and actual possession of

of Him, His Heirs and Successors, without any Office or Inquisition hereafter to be found, notwithstanding the former Proprietors, or reputed Proprietors of the said Estates, or any of them, are not, or have not been Attainted for the said Rebellion or War.

H. This Act is not to extend to the avoiding of any assurance, or disposition of Forfeited Lands, &c. made since the 23 day of *October*, 1641, by any Protestant Adventurer or Soldier, or other person; or from such persons whose Estates, if they had not so disposed them, would have been confirmed to them by the Rules in this Act limited. Nor to the avoiding of any contract for Lands in *Conquest* or *Clare*, made by Protestants or others that purchased any Lands from persons Transplanted thither; nor so to title the King to the mean Profits of any of the said Forfeited Lands, since the day aforesaid, set out to any Adventurers, Soldiers, or Persons Transplanted, into the said Province or County; or Lett by the late Undertakers for Yearly Rents, or Granted by them, and Confirmed by the King's Declaration of the 30 of *November*, 1660, and by this present Act, other than such of the said Rents then in Arrears and unpaid, and other than Forfeited Lands consailed.

III. Nor shall this Act be construed to Forfeit and Vest in the King any Honours, Mannors, Lands, &c. on the 23 day of *October*, 1641, belonging to the University of *Dublin*, or to any Arch-Bishop, Bishop, Dean, Prebend, Dean and Chapter, or other Ecclesiastical Persons, in their Politick Capacity; or any other College, Hospital, Church Collegiate or Parochial; or to the Church Wardens and Parafioners of any Parish Church for the uses thereof; or to any Guild, Corporation or Fraternity; or to any Parson, Rector or Vicar of any Parish Church; or to *John* Lord Arch-Bishop of *Armadagh*; or to *James* Duke of *Ormonde*, *Elizabeth* his Dutchesse, or to any of their Children; or to *James* late Earl of *Roscommon*, *William* Earl of *Strafford*, *Murrough* Earl of *Belbina*, *Sir George Ham-*



Where Sir Richard (Lanc.) Sir George Darnley, Sir James Montgomery and his Heirs, or Thomas Radcliffe, Esq. 21. IV. Nor is this Act to vest in the King, or take away any Estate, Right, &c. from any Protestants, their Heirs, Executors, Administrators or Assigns, who did not join with the said Rebels before the 15 day of September, 1643, whereof upon the said 23 day of October, 1641, they were seized or possessed (other than such Estate as they were seized or possessed of, to the use of the said Rebels.) Nor to any Judgment or Decree obtained by them in the late Courts of Claims, or for which any Judgment or Decree shall be confirmed or made by the Courts appointed by the King for the Execution of His Declaration, and Instructions hereafter recited, or hereafter to be appointed for the Execution thereof, and of this Act. Nor to any Estate, Right, &c. of any Innocent Papist, or their Innocent Heirs, Executors, Administrators or Assigns.

V. All persons, their Executors, Administrators and Assigns, to whom any Lands belonging to such Protestant or Innocent Papist have been Assigned, to be first Reprized before any other.

VI. No persons, their Heirs, Executors or Administrators, who enjoyed any of the Lands (Vested in the King by this Act) shall be accountable for the Rents and Profits from the 23 day of October, 1641, until the time of passing this Act (other than such Rents and Profits as by new Contracts stand charged in the Exchequer since the Year 1650, or the Profits of concealed Lands enjoyed without Title) allowed by this Act.

VII. All Honours, Mannors, Lands, &c. Vested and Settled in the King (except before excepted or provided for as aforesaid) to remain in the King, His Heirs and Successors, to the intent to be Settled, Confirmed, Restored or Disposed to such uses, and in such manner as in and by the said Declaration, and Instructions hereafter following, and by this present Act is Declared, Limited and Appointed.

Then

Then next after this Clause follows the King's Declaration *Verbatim*. Dated at *Whitehall* the 30 day of November, 1660, for Settling the Estates and Interests of Adventurers, Soldiers, &c. here in *Ireland*. And after that follows the King's Instructions to the Commissioners how to proceed, &c. which Declaration and Instructions being very long, and the several Clauses in them inserted in this and the following Act of Parliament, and (with some alterations in some of them) Ratified and Confirmed, I have therefore (that I may not swell this Work beyond its intended bulk) purposely passed them by, and must refer such Readers (as desire to peruse them) to the Statutes at large, where they may satisfie their curiosity.

VIII. After the inserting of the said Declaration and Instructions, then follows, And be it further Enacted that the said Declaration, Instructions, and all and every Article, Clause and thing, Powers and Authorities therein, or thereby given or contained, with and under the Provisions, Additions and Alterations in this Act mentioned and expressed, be, and are hereby Ratified and Confirmed.

IX. Power given to the King to appoint such, and so many other Commissioners as he shall think fit, to put in Execution his said Declaration and Instructions, and this Act, and the Commissioners to take the Oath mentioned in this Act before they Act any thing in the Execution of their Commission for that purpose. And the Officers also to be employed by them in such Service, to take the Oath appointed by this Act, and to take as a recompence for their pains, such Fees and Rewards only, and no other, as by the Lord Lieutenant, or other Chief Governour or Governours shall be appointed.

X. The days appointed by the King's Declaration for the performance of all the things therein mentioned, are by this Act enlarged to further times, and a time limited for making Claims (all which Periods and Limitations of times expired in the Year 1663) But were again enlarged

(in

On the same Session of Parliament, Chap. 19. And after the times mentioned there, no Claims to be received, but the Parties to be without Remedy, and barred for ever.

XI. Doubts raised concerning the exposition of some words in the King's Declaration explained and resolved.

XII. Charles Earl of Mountarrest to be paid his Arrears due for Service in Ireland before the 5. of June, 1649. to be the same exceed not 6000 pounds. And all publick Debts for Necessaries for the support of the Army in Ireland, to be paid out of Forfeited Lands and Houses. And such persons as stand any ways obliged for the said Debts, their Heirs, Executors and Administrators, (till satisfaction be made to them) to be saved and kept harmless, and not liable to any Suit or Prosecution against them.

XIII. The Town and Lands of *Ballynain*, *Garriduffe*, *East-Ballinacath*, *West-Ballinacath*, and *West-Ballinacathbridge* in the Barony of *Navinure* and County of *Cork*. Sett out to Sir *John Bramhall* Knight, in 1634. are Settled upon him and his Heirs and Assigns for ever.

XIV. The King's Lieutenant, Deputy, Justice or Judges, or other Chief Governour or Governours of this Kingdom, or Appertion the Costs and Charges expended by the Commissioners and others in the execution of their Offices, and to be equally satisfied by the whole Adventurers, Officers and Soldiers, that have Lands for Adventures or Arrears, and all Adventurers, their Heirs and Assigns, whose Estates are to be confirmed pursuant to the King's Declaration, to pay such Sums as any 5. or more of the Committee of Adventurers sitting at *Greenes-Hall* *London*, shall think fit, such Sum not exceeding Two pence in every 20 Shillings adventured by such Adventurers, and persons appointed to receive it, with power to Levy the same by Distress in default of Payment.

XV. Dame *Elizabeth Willoughby*, Executrix of Sir *Thomas Willoughby*, and her Assigns, admitted to ask and receive satisfaction for her Husband's Arrears out of the Securities



set apart for satisfying the Arrears of the Commissioned Officers before the 5 of June 1649. This Act nor any other Act or Acts past, nor made to be passed or made in this Parliament, shall not Accuse or Convict, or be otherwise prejudicial unto *Dudley Bagwel Esq;* Son and Heir of *Walter Bagwel Esq;* late of *Dunlegh* in the County of *Cathinagh* Esq; deceased, nor to *Henry Bagwel* Brother to the said *Dudley* nor to *Catherine Carter* alias *Bagwel* Sister of the said *Dudley* nor any of their Heirs or Issues lawfully begotten, but that they may hold and enjoy their Estates and Interests which did of right belong unto the said *Walter Bagwel* on the 22 day of October 1649, or at any time after. But this Act is not to prejudice or alter the Right of *Sir John Temple* Knight Master of the Rolls in that Kingdom, or his late Mother the Lady *Temple* had in the Year 1640, to any Lands belonging to *Walter Bagwel Esq;* late Father of the said *Dudley Bagwel* lying within the County of *Cathinagh*; saving nevertheless to all others such Right and Title as they might have had as fully as if this Proviso had not been made.

XVII. So much of the Forfeited Lands in the Towns of *Lifford*, *Dunshinn*, *Wigston*, and *Cordunstown* in the Barrony of *Bullinagh* in the County of *Dublin* containing (according to the Town Survey) 1229 Acres, to be held and enjoyed by *George Rawdon Esq;* his Heirs and Assigns for ever, as shall amount to a full satisfaction of the publick Debts due to him, amounting to 1324 Pounds, 10 Shillings and 4 Pence. And in case the said Lands, or so much as will satisfy the said Sum, be not Forfeited, or that so much thereof shall be restored, as the residue thereof will not be sufficient to satisfy him, then he to be reprimed by some other forfeited Lands in the County of *Dublin*.

XVIII. This Act not to prejudice any Protestants or Innocent Papists, their Innocent Executors or Administrators holding Tythes by Lease from the Crown, by reason of any Forfeiture that may be had for Non-payment of the Rents

Rents reserved thereon for the time past; but that they may hold the same during their Terms.

**XX.** Nor is Sir Robert *Meredith* Knight, nor his Son Sir *William Meredith* Barronet, to be prejudiced in the Lands of *Green Hills*, heretofore called *Bishop's Court*, near the *Liffie* in the County of *Kildare*.

**XXI.** The forfeited Lands assigned unto Sir *William Petty*, Knight, by the name of Dr. *William Petty*, and by him possessed the 7 day of *May*, 1659, to be confirmed unto him, his Heirs and Assigns for ever.

**XXII.** The Mannors, Lands, Tenements and Rents, whereof any Arch-Bishop, Bishop, Dean, Deacon and Chapter, or any other Ecclesiastical Persons whatsoever, in their Politick Capacity were actually seized, or by themselves or Tenants possessed in the Year 1641, and through the fury of the times have been dispossessed, to be forthwith restored, and they settled in the peaceable Possession thereof. The Right of others (other than such persons, their Heirs, Executors, Administrators and Assigns, who are not, or shall not, according to the qualifications in this Act, be adjudged Innocent Papists) is saved by this Act.

**XXIII.** Leases granted for any certain Term of Years, unexpired by any Arch-Bishop, or any other Ecclesiastical Persons, of any their Church Lands, and that are by this Act forfeited or vested in the King, the same Lands, and the remainder of the Term unexpired of such Leases, are given and confirmed unto the respective Sees or Bodies Politick to whom the Reversions belong, except the remainder of the Term of Years unexpired of such forfeited Leases of any of the Lands lying within such parts of the Counties of *Wicklow*, *Longford*, *Leitrim* and *Donegal*, and the *Wile Line*, as by this Act are assigned to the Officers that served before the 5 of *June*, 1649, they and their Executors, Administrators and Assigns paying such Rents, and performing such Covenants to the said respective Sees Reverend as the Lessees paid, or ought to have paid in the Year 1641, during their

their Terms unexpired. Excepted also all forfeited Leases that exceed the Term of 60 Years of any Chantry Lands or Houses lying within the security of the said Officers, and were not surrendered nor sentenced to be surrendered to the Church in or before the Years 1640 or 1641; the remainder of which Term unexpired being esteemed part of the security of the said Officers, they paying and performing as aforesaid, or two Shillings in the Pound at the improved value (to be ascertained as aforesaid) at the Election of the Bishop of the Diocess.

**XXIII.** Out of the Lands belonging to any Arch-Bishop Bishop, &c. or other Ecclesiastical Persons, which have been granted in Fee-Farm, and by this Act are forfeited and vested in the King, to be allotted and set out for the better support and maintenance of the Arch-Bishops and Bishops hereafter named, and their Successors for ever, that is to say, To *James* Lord Arch-Bishop of *Dublin* and his Successors for ever, so much of the said forfeited Lands as shall make up the Rent of that Arch-Bishoprick and the Bishoprick of *Glendelough* thereunto united, of the clear Yearly value of 2000 Pounds Sterling, over and above the Mansion-House and Gardens of *St. Sepulcher's* in and near *Dublin*, and the *Demesne* Lands of the Mannor of *Tallagh*, and the *Mensall* Lands thereunto belonging. To *Thomas* Lord Arch-Bishop of *Cashel* and his Successors for ever 300 Pounds Sterling per Annum. To *Thomas* Lord Bishop of *Kildare* and his Successors for ever 700 Pounds Sterling per Annum. To *William* Lord Bishop of *Clonsfert* and his Successors for ever 200 Pounds Sterling per Annum. To *Robert* Lord Bishop of *Fern* and *Loghlin*, and his Successors for ever 300 Pounds Sterling per Annum. To *Edward* Lord Bishop of *Limerick*, and his Successors for ever, 300 Pounds Sterling per Annum. To *Griffith* Lord Bishop of *Ossory* and his Successors for ever 400 Pound Sterling per Annum. To *Edward* Lord Bishop of *Killalow* and his Successors for ever 200 Pound Sterling per Annum.

And



And to the Provost of *Trinity Colledge* near *Dublin* Tent of the forfeited Lands in the Arch-Bishoprick of *Dublin* and his Successors for ever 300 Pounds *per Annum*.

XXIV. The Arch-Bishops and Bishops aforesaid to have their Lands set out within their own Bishopricks if there be Lands sufficient; and if not, then such of them as is sufficient to have the remainder set out and allotted unto it, out of the forfeited Lands belonging to the Bishopricks that superabound, and which is most contiguous and convenient as will make up such sufficiency in proportion to the Value aforesaid. The same Lands to be set out, and the valuation thereof to be performed in such manner as the Lord Lieutenant, or other Governour or Governours of this Kingdom shall direct, before any part of the said Lands be otherwise disposed of. And out of all the said Lands so to be set out, the same Rent shall be reserved and payable to the King, as by this Act is reserved and payable to him by the Adventurers and Soldiers, to be held of Him, His Heirs and Successors by the Tenure of *Frank, Almoyn*, or other Service and Tenures as the same were held before the making of this Act.

XXV. All Impropriations or Appropriate Tythes forfeited to, or vested in the King, His Heirs and Successors, by this Act; or otherwise forfeited and escheated to him in right of his Crown (if there be no Leases thereof in being unforfeited, or as soon as such Leases are expired or otherwise determined) are given to the Church for ever, and settled upon the present and future Incumbents and their Successors, having the actual Cure of Souls in those Parishes where such Impropriations are, and such Improprate Tythes do arise, reserving such Portion thereof to be settled upon the Vicars and Quire-Men of each Cathedral Church for the encrease of their maintenance as the Lieutenant or other, &c. and Council at any time before the 1 of January, 1664, shall think fit; they, the said Incumbents and their Successors, paying to the King, his Heirs and Successors

cessors, such Rents and Duties as were formerly paid for the same, with such increase of Rents as by the said Lord Lieutenant, &c. with 6 or more of the Council shall be adjudged reasonable within the space of two Years from the passing of this Act, and not after; or from the said expiration of the said unforfeited Leases respectively.

XXVI. Nothing in this Act shall extend to the disposing or altering of any Impropriate Rectories or Tythes, or Rents enjoyed by or settled on the Lord Lieutenant or other, &c. or which are enjoyed by the Lords Presidents of *Munster* and *Connaught*, in right of their Places: And that the Lord Chief Justice of the King's Bench, and Lord Chief Baron of the Exchequer, and Master of the Rolls, or any other of the King's Officers, shall, and may have and receive such Port-Comm of the several Rectories which formerly have been paid and reserved.

XXVII. The Lord Lieutenant, or other Chief, &c. to allot to such persons (who by the Rules of this Act may be restored unto the said Rectories Impropriate, in case no such Annexation has been made) such recompence out of the same Impropriations as to him or them shall be thought most fit; which recompence so to be Assigned shall be received and enjoyed accordingly.

XXVIII. Out of every 100 Acres of forfeited and escheated Lands vested in the King, and not actually disposed of, 2 Acres to be set apart for Glebe in every Parish, Barony and County, most contiguous and convenient for the several Parish Churches in such places situate or to be situated; and out of such Lands already disposed and confirmed by this Act to the Possessors, they to pay so much Money as will purchase such number of Acres of the aforesaid measure and same quality within the said Parish, as the Lands out of which the same Acres should have been taken, shall be adjudged. The same Rent to be paid to the King, his Heirs and Successors, and in the same manner by the Incumbents and their Successors, enjoying the said

said Lands so set out for Glebes, as the said forfeited Lands (out of which they are taken) are by this Act ordained to pay.

**XXIX.** Out of all forfeited Chauntries, and the Lands thereunto belonging, vested in the King, and assigned, or intended to be assigned to any Commissioned Officers, their Heirs or Assigns, who served the King or his late Father, in the late Wars of *Ireland*, at any time before the 5<sup>th</sup> of *June*, 1649, and received no satisfaction for the same, and which paid any Rent to the Church in the Years 1640 and 1641. There shall be paid for ever by them so enjoying the said Premises, the Rents and all other Duties formerly paid to the Church, in lieu thereof 2 Shillings for every Pound of improved value at the Election of the Bishop of the Diocese. The Rents to be ascertained with all convenient speed by the Chief Governour, &c. and the Council, or whom they shall appoint. And the Rent to be paid to such Rectory or Vicarage that is, or shall be, of the Church wherein such Chantry was erected, or otherwise to such Ministers of the Diocese as the Bishop thereof thinks fit. And such Rents to be in lieu of all Crown Rents, and other Acknowledgements whatsoever payable out of such Chauntries or Lands.

**XXX.** Out of all Lands, &c. set in Fee Farm by the Bishop of the Diocese wherein such Lands are, upon which any Rent was paid to the Church in the Years aforesaid, and which are forfeited, &c. and are assigned, or intended to be assigned to such Officers as aforesaid, there shall be paid for ever by them in lieu, &c. Two Shillings in the Pound at the improved value to be ascertained as aforesaid.

**XXXI.** And out of the several Houses forfeited and vested as aforesaid, lying in the several Walled Towns, Cities, Corporations and Burroughs in this Kingdom, and assigned for satisfaction as aforesaid. That every Arch-Bishop, Bishop and Minister, whose Houses in any of their respective Dioceses or Livings within the said Towns or Suburbs,



Suburbs, are walled or not habitable, shall have set out to them an handsome convenient House Rent-free (other than the Rent payable to the King) to be paid by them during the said Term, according to the values to be set upon the yearly Rent of such Houses set out, as aforesaid, for the space of 7 Years, to begin from the day such Possession is given; the same to be in the most convenient place for the Minister's Residence. And every Arch-Bishop and Bishop to have his own choice of the best forfeited House and Garden within the City or Suburbs where his Cathedral is, during the aforesaid time. And such Arch-Bishop or Bishop, or other Minister, having no House or Housetead belonging to their Sees or Rectories lying within the said Town, then a convenient House out of the Houses aforesaid, or Housetead at their Election, shall be set out to them and their Successors for ever, under the Rent referable to the King for the same, by this Act, to be paid by them and their Successors.

**XXXII.** All manner of Proceedings and Orders to be made by the Commissioners, in pursuance of their Commission, and according to the King's Declaration and Instructions, and this present Act, that have express reference to the Settlement of the Interests of the Church, shall by vertue of this Act be as good and effectual in the Law, to all intents and purposes, as if the same had been particularly mentioned and set down by Authority of this Parliament.

**XXXIII.** The recompence to be given by any of the Protestant Officers who served in the Wars, as aforesaid, in respect of any Buildings or Repairs of any Messuages or Tenements herein before appointed as a security for their Arrears, shall not exceed a  $\frac{5}{10}$  part of the real Value in case they were to be sold (Messuages new built from the ground only excepted) nor no recompence to be given in respect of any Buildings or Reparations begun since the 30 day of November, 1660. And where choice Houses or particular Lands are appointed for Arrears of Officers, they may be

set out to them in all other things according to the Valuation and Rules given by the King, for setting the rest of the Security, and not otherwise, excepting the Houses and Lands Granted to Sir *George Lane*, Knight.

XXXIV. If any Inhabitants or Natives of Cities and Walled Towns, be restored to their ancient Proprieties, then so much of the Lands in those Baronies reserved to re-prize such Inhabitants and Natives, in case of Exclusion from their Proprieties, shall be reprized to the said Officers in lieu of what shall be so restored to the former Proprietors.

XXXV. Where Burroughs, Corporations, or Towns actually continuing Incorporated in the Year 1651, were Allotted to Adventurers or Soldiers, and measured as part of their Land, the said Burroughs, &c. are Assigned towards the payment of the Arrears of the said Officers before the 5 of *June*, 1649.

XXXVI. *James Duke of Ormonde*, the Earl of *Inchiquin*, and Executors of Sir *Philip Percival*, Knight, deceased, late Commissary of the Victuals of *Ireland*, to be satisfied their Arrears for Service before the 5 of *June*, 1649, among the rest of the said Officers out of the aforesaid Security, and equally to enjoy all Benefits with them.

XXXVII. In stating of the said Arrears, no Officers to be allowed Arrears for Service in *Ulster*, but such as were of the Army called the British Army; and no Company or Troop to be allowed but those that were Regimented or Mustered by the Commissary of the Musters. And *James Duke of Ormonde*, the Earl of *Inchiquin*, and such Protestant Officers as served under the Lord Lieutenant at that time, between the 5 of *June*, 1649, and the 10 of *December*, 1650; and never served in any Army after that under the King's Authority, to have their Arrears stated for that time, and to be allowed satisfaction for the same.

XXXVIII. Adventurers and Soldiers whose Lots were set out of the Lands of *James Duke of Ormonde*, and not reprized,

reprized, to be satisfied out of the remaining forfeited Lands in the County of *Catherlagh*, and Moyeties of the 10 Counties appointed for such purpose; and such as have, or shall be removed by reason of the Restitution of the Earl of *Roscommon*, to be reprized in such sort as deficient and other Adventurers are by this Act intended to be satisfied.

**XXXIX.** *Arthur* Earl of *Essex* and *Thomas* Lord *Culpepper*, and all other persons, their Heirs and Assigns, who subscribed and paid in their Monies, as Adventurers for Lands in *Ireland*, according to the Act or Acts passed in the Parliament at *Westminster*. 16 Car. 1. and have not had Certificates according to the same, upon producing the Original Receipts of the Monies so paid in, or sufficient Proof thereof before the Commissioners, shall be Intituled to demand and have satisfaction for their Monies, by a full and equal proportion of Lands out of the Counties heretofore set out for Adventurers: or elsewhere, unless they have received or accepted satisfaction for the Original Monies so Adventured, out of Church or Crown Lands.

**XL.** Where any Adventurers have delivered up their Original Receipts, and taken Certificates from any 5 or more of the persons late sitting at *Grocers-Hall*, the same shall be as effectual as if the Original Receipt had been produced: And persons producing such Certificates, shall have so much, and no more forfeited Lands of the Moyeties of the 10 Counties aforesaid, or elsewhere. And such number of Acres, English and Irish Measure, as by vertue of the said Certificates shall be certified to be due to them: But if the said Certificates do contain more Acres than ought to be given for the Original Money, then such Certificates shall Intitle them to no more Lands than are justly due for the Original Subscription and Money paid.

**XLI.** Nothing in the Declaration, Instructions, or this Act, shall be expounded to give any Right or Title to Adventurers, their Heirs or Assigns, who adventured their Monies upon any Ordinances of Parliament made in the



Years 1643 and 1647, commonly called the doubling Ordinances, to have any further satisfaction out of the forfeited Lands aforesaid, than according to the Monies paid *Bona fide*, and to be satisfied with the like proportion of forfeited Lands according to Irish Measure, as other Adventurers who advanced their Monies upon an Act of Parliament made at *Westminster*, 16 Car. 1. Intituled, *An Act for the further Advancement of an effectual and speedy Reduction of the Rebels in Ireland to the Obedience of His Majesty and Crown of England*, may or ought to have had any Allotment to the contrary thereof notwithstanding. Nevertheless it shall be lawful for them, their Heirs and Assigns, to receive so much of the overplus of such Lands so Allotted to them, as shall be sufficient to make good any deficiencies of other Adventurers. Any right of recompence for Incumbrances intended to be satisfied out of the County of *Kildare*, or any Arrears of Pay before the Year 1649, due by Debentures for the aforesaid British Army, to the said Adventurers, their Heirs or Assigns, or purchased by them, to be satisfied according to the Rules and Rates with the other Arrears before 1649.

XLII. If any Adventurer, his Heirs or Assigns, shall be possessed of any Lands by Concealment, false Admeasurement, or by pretence of the doubling Ordinance, over and above what will satisfy the Principal Monies so advanced, according to Irish Measure, and shall have no Deficiencies or Incumbrances to place thereon, or be otherwise Intituled to retain the same, then such parts to be cut off shall be taken away from them as lie most contiguous, and so as they may still keep the benefit of their Improvements.

XLIII. The Commissioners to proceed in the execution of their Commission against persons claiming any Priviledge of Parliament, and against all the Lands, &c. vested in the King, or charged with any yearly Rent, or Sums, or Payments whatsoever, to be Issuing out of the same. And all Rules, Orders, Judgments and Decrees made by them pursuant

suant to the King's Declaration and Instructions, and this Act, to be obeyed as fully against all persons, and their Lands, Goods and Chattels, as the same ought to have been if no Parliament had been then sitting; and all Officers and others assisting to be Indemnified.

XLIV. The Letters Patents made to Sir *Maurice Eustace*, Knight, Lord Chancellor of *Ireland*, *Edward Vernon*, Esq, *Michael* Lord Bishop of *Cork*, and Sir *George Lane*; and all other Letters Patents whereby any of the Premises hereby vested, have been given by the King to any others under the Great Seal of *England* or *Ireland*, before the 30 day of *November*, 1660. Or since by vertue of any Warrant under the King's Signet or Sign Manual, and dated before that time, are Ratified and Confirmed, against the King, His Heirs and Successors, and all other persons whose Rights are not saved by this Act. And all the said Premises so given to be subject to such Rents and Payments, and to be held by such Tenures and Services, as any other Lands intended to be Confirmed by the King's Declaration and Instructions, or by this Act, ought to yield and pay. And if any of the said Grants be made at a less Rent than such a proportion of Acres ought to pay according to this Direction, then a Survey being first taken, such Addition is to be made as will equal it, and make it agreeable to this Rule, without any further prejudice to the said Grants.

XLV. The Right of others (other than the King, His Heirs and Successors, and such others who by the Qualifications in this Act shall not be adjudged Innocent, and all claiming to their use, and other than to *John Blackwell*, and his Heirs and Assigns, and all claiming under him or them any Estate or Interest in, or to the Mannor, Town or Island of *Clantarfse*, or any part thereof) is saved by this Act.

XLVI. All Letters Patents whatsoever Granted of any of the Premises (vested as aforesaid) under the Great Seal of *England* or *Ireland*, since the 30 of *November*, 1660, by

vertue of any Command as aforesaid, and Dated since that time, are Ratified and Confirmed, to be held under the like Tenures and Services, and subject to like saving of Rights, as any othre Letters Patents herein before mentioned to be Confirmed, are subject unto. Provided that if the King, His Heirs or Successors, be minded to make void any of the Letters Patents Granted since the 30 of *November, 1660*, as aforesaid, and shall under the Great Seal of *England or Ireland* declare which and how many of them shall be void; that then the same shall cease and determine, and be utterly void, and the Lands and Tenements mentioned therein shall be again vested in the King, to the same purpose as other Lands hereby vested, are vested and settled.

**XLVII.** Where any Lands or Tenements shall be disposed of, or any persons happen to be restored to their Lands by vertue of this Act, or any Order or Decree of the Commissioners; in such case the persons formerly seized or possessed thereof, to be discharged from all Sutes and Demands concerning the same, Rents or Profits of the same; saving nevertheless unto all Innocent Persons, their Heirs, Executors, Administrators and Assigns, the Right and Title to the mean Profits received since the time of their Claims put in before the Commissioners.

**XLVIII.** Provided that the forfeited Houses and Lands in the Town and County of *Gallway*, and elsewhere in the Province of *Connaught*, in the Possession of *Sir Thomas Clarges*, Knight, or his Assigns, shall remain in the King, His Heirs and Successors, to be disposed of as he or they think fit.

**XLIX.** All Adventurers, their Heirs and Assigns, and all other persons claiming to have any Lands or Tenements as Original Adventurers, or under others, any benefit of Settlement, Confirmation or Reprizal, or any other advantage by this Act, to pay to the King one full Years value of the Profits issuing out of the Lands possessed and enjoyed as aforesaid, to be paid at 2 Payments within the space of 2 years,



years, by even and equal Portions, the first Payment upon the 1 day of *November*, 1662, and the second Payment upon the 1 day of *November*, 1663. All Soldiers, their Heirs or Assigns, or any claiming under them, to pay but half a years value of the Profits issuing out of the Lands possessed and enjoyed by them, in satisfaction of Arrears, to be paid at one intire Payment upon the 1 day of *November*, 1662. And in default of Payment, either by Adventurers or Soldiers, or any claiming under them, by the space of 20 days after any of the days or times wherein the same ought to be paid, then such Defaulters to lose all benefit and advantage accruing to them by this Act; and they and their Lands to be proceeded against as if they had not been comprized within this Act.

L. The King at his pleasure to appoint such Commissioners (being none of the Commissioners for executing the Declaration and Instructions, and this Act) as he thinks fit; who may Impannel Juries, Examine Witnesses, or Swear the Parties concerned, or cause the Lands to be viewed and Surveyed, or by any other lawful ways inform themselves of the true yearly value of all Messuages, Lands, &c. possessed by any Adventurer or Soldier, or other claiming any benefit under them by vertue of this Act, as the same were worth in the year 1659, and to declare the true yearly value of the same; and to enter the same in a Book to be kept for that purpose, and return a Duplicate thereof into the Exchequer, to remain as a Record to be a charge upon all Messuages and Lands therein mentioned, and Intitle the King to receive a years value or half a years value according to that Rate in such manner as before Limited: Which respective Sums so ascertained, shall under the Penalties before mentioned be paid to *Roger Earl of Orrery* and *John Lord Viscount Massareen*, appointed by the King to be Receivers, or such persons as he shall afterwards appoint, who shall Account in the Exchequer for what they receive, and they

they to observe such directions, as has been given by the King already, or shall afterwards be given.

**LI.** Provided that all Lands settled or conveyed before the 1 day of *May*, 1662, on *Erasmus Smith*, Esq. for any Pious or other Charitable use, shall be exempted from paying the years Rent herein before imposed.

**LII.** Forfeited Leases of any Messuages or Lands not exceeding 31 Years or 3 Lives, from the 20 day of *October*, 1641, the immediate Reversion or Remainder whereof belongs to any Innocent Protestant or Papist, may be Granted by the Lord Lieutenant, or other Governour or Governours, by any Deed under his or their Hands and Seals, unto such Innocent Reversioners, who by vertue thereof may hold and enjoy the said Leases against the King, His Heirs and Successors, and all other persons.

**LIII.** *Donnough* Earl of *Glancarty*, and *Charles* Viscount *Muscry*, his Son, are restored to their Blood, Honour and Estates in the Kingdom of *Ireland*, which they, or either of them, or any for their use, held and enjoyed on the 22 of *October*, 1641, or at any time since, under the same Tenure, Rents and Services as the same were then held: The Right of others (other than the King, His Heirs and Successors, and all claiming under him or them) is saved by this Act. And all such persons as are dispossessed of any part of their Estates by reason of this Restitution, who are Reprizable, to be forthwith Reprized in Lands of equal Worth and Value.

**LIV.** Sir *Connel Farrel*, Knight, is restored to such Estate as belonged to *John Farrel*, his Father, or unto himself, or either of them on the day aforesaid, or at any time since, under such Rents, Tenure and Services, as they were formerly held. And Cornet *Robert Meredith* and such others to whom the Premises were set out for Arrears, to be forthwith Reprized for the same by other Forfeited Lands of equal Value and Worth, which upon the setting out thereof

thereof shall be Vested and Settled in him, and the rest of the persons to be Reprized, and their Heirs respectively.

LV. Sir *William Penn* to be forthwith Reprized to the Value of the Lands whereof he hath been dispossessed, for the Restitution of the Earl of *Clancarty*, at the time of his Surrender, and his Improvements of the same; and for the Arrears of Rent quitted to the said Earl: As also for the Rent that would become due until he be possesd of a full Reprize, and of such Lands as he holds as Tenant to the King in the County of *Cork*, so far as the same will extend; and in case of defect, or Restitution of any of the said Lands, to be made up out of other Forfeited Lands of a clear Title and unincumbred, with the first that shall be Reprized. And if the Title of any of the Lands be defective, or liable to Incumbrances that forthwith upon discovery thereof his Reprize shall be made up fully by other Forfeited Lands of a clear Title, and free from Incumbrances.

LVI. The Commissioners appointed for the execution of this Act, to set out for the use of *Arthur* and *Martha O Connely*, Orphans of Colonel *Owen O Connely*, their Heirs and Assigns, out of the Forfeited Lands of *Murragh, Leestown, Westperston, Bernonstown, Artain, Bremore* alias *Newhaven*, in the Baronies of *Balruddery* and *Conlock*, or elsewhere in the County of *Dublin*, an Estate of the value of 200 Pounds *per Annum*, to be chosen out of such of the said Lands for the best conveniency of the Orphans, under the like Rents and Tenures, and with the like benefit of Reprizals in case of Restitution, Removal or Incumbrance, as other Adventurers are to have; the same Lands to be Settled in such manner, and according to such Rates and Values as the Lord Lieutenant, or other, &c. shall direct and appoint.

LVII. Provided that this Act is not to prejudice *Ann Marchioness of Clanrickard*, her Right unto the Lands Settled upon her for her Joynture; but that she, her Tenants and Assigns,



Assigns, may enter into and enjoy the same as if this Act had never been made.

LVIII. This Act is not to prejudice the Grant made by the King's Father unto *George Line*, Esq; for the use of *Sir George Hamilton*, of the Lands (whereof *John Draycott* of *Mornonstown*, in the County of *East-Meath*, Esq; Attainted of High Treason, and since Deceased) was Seized, or some for his Use in the Year 1641.

LIX. Captain *William Hamilton* of *Lough Currine*, in the County of *Tyrane*, his Heirs and Assigns, to be forthwith satisfied for all Arrears resting due to him for Service done in *Ireland*, out of the Lands of *Sir Phelim O Neil* of *Kinnard*, Knight, lying in the Barony of *Danganmon*, in the County of *Tyrone*, according to the Rates of 10 years Purchase free Rent, over and above all Incumbrances and Reprizes whatsoever, subject nevertheless to the like Rents, Payments and Services, as other the Lands of Officers who Served before *June*, 1649, are subject unto in that Province. And in case the said Lands at the rate aforesaid, shall not satisfy the said Arrears, then to be made up out of the Forfeited Lands lying in the Baronies of *Ardagh* and *Granard*, in the County of *Longford*, at the like rate, and in like manner as aforesaid.

LX. Such Forfeited and unrestorable Lands within, and contiguous to the *Mile-Line*, in the County of *Clare*, that were set out to *Sir Richard Ingoldesby*, Knight of the Bath, and *Sir Henry Ingoldesby*, Barronet, in satisfaction of 1515 Pounds, 11 Shillings and 2 Pence, with their dwelling Houses and Gardens in *Limerick*, of which they were possessed the 7 of *May*, 1659, to be Settled and Assured to them, their Heirs and Assigns for ever; they or either of them delivering up to the Lord Chancellor of *Ireland* so many Debentures at 12 Shillings 6 Pence per Pound due to Officers before 1649, as amount to 2000 Pounds, in lieu of the said 1515 Pounds. The same to be held, &c. as other Houses and Lands set out for Services in that Year

are set out by this Act; and in case they be dispossessed of any of the said Houses or Lands by vertue of the Declaration, then to have Reprizal for the same in manner as other persons are Reprized by this Act.

LXI. *John Farrel, Esq;* the King's Servant, to have Lands of the clear yearly Value of 50 Pounds *per Annum*, Settled on him and his Heirs out of the several parcels of Land of *Cloenegrha, Lacklienagh, Clenefort, Capprogge* and *Cloonderage* in the County of *Longford*, to be held in *Capite*, and by the Rent of 20 Shillings a Year.

LXII. Captain *John Bartlet*, and the Heir of Captain *Thomas Bartlet*, their Heirs and Assigns, to be paid what's due to them for their Disbursements in the King's Service before the 5 day of *June*, 1649, according to such Accounts as shall be allowed by the Lord Lieutenant and Council of *Ireland*, out of the Lands, Houses, and other Security appointed for the satisfaction of Commissioned Officers that served here before the said day, in such manner as they are appointed to be paid.

LXIII. This Act is not to extend to any Mannors, Castles, Lands, &c. of which Sir *Andrew Aylemer* of *Donnada*, in the County of *Kildare*, Kt. and Barronet, was Seized or Possessed of the 22 day of *October*, 1641; but that he, his Heirs and Assigns, may hold and enjoy the same according to such Right and Title as he or they then had therein.

LXIV. Nor to any of the Lands whereof *James Earl of Castlehaven* was Seized and Possessed of in this Kingdom the said day; nor to avoid any Right that he and his Heirs might have to, or in any Lands here, but they are restored thereunto. And all persons, their Executors, Administrators and Assigns, having any part thereof Set out to them, immediately to be removed; and such of them as are capable of Reprize, to be Reprized as others in like case.

LXV. Colonel *John Fitz-Patrick* of *Castle-Town*, in the *Queens-County*, restored in Blood, and enabled to derive his

his Pedigree from any Ancestor ; and he and his Heirs Restored and Vested in the Seizin and Possession of all and every the Lands whereof he or his Father were at any time before the abovesaid day Seized or Possessed : And persons removed from any of the Premises, to be forthwith Reprized according to the merit of the Cause.

LXVI. This Act is not to prejudice the King's Grant under the Great Seal, unto Sir *George Preston*, Knight, and his Heirs, of the Forfeited Mills, Weirs and Fishings, upon the River of *Shannon*, and upon the Sea Coast in the Province of *Conaught*, in the County of *Leitrim*.

LXVII. *Thomas Cooper* and *William Rowe* to be removed from the Lands purchased by them in the Barony of *Denifore*, in the County of *West-Meath* ; and the Premises to be delivered to *Thomas Pigott*, Esq; Master of the Court of Wards and Liveries in *Ireland*, and unto *Matthew Lock*, Esq; to have and to hold to them and their Heirs, subject to the Payment of like Rents and Services as the Adventurers for Lands in the Province of *Leinster* are ; and they to have like Benefit of Reprizals in cases of Restitution, as the Adventurers or their Assigns should have had in case they had still enjoyed the same.

LXVIII. The Grant or Lease made by *Randal Marquess* of *Antrim* on or about the 21 day of *October*, 1637, of the Barony of *Carey*, the Lordship of *Bally-Castle*, and the Island of *Rachlins*, and all his Lands within the same unto *Alexander Macdonnell*, *John Moor*, *Archebald Stewart*, and *John Trayleman*, for 99 Years, to be of the like Force as the same was before the making of this Act : and is transferred from the Lessees, and Vested in *Martin Noel*, *Thomas Carleton*, Citizen and Mercer of *London*, and *John Bradborn* of the *Middle Temple*, *London* Gent. to hold the same from thenceforth upon Trust, that they, their Executors and Administrators, shall from time to time employ the Moneys they shall raise or receive out of the Premises towards the payment of such Debts of the said Marquess



as are yet unpaid, and were intended by the said Lease to be secured, and all Reprizable Persons Seized or Possessed of any part of the Premises, to be forthwith Reprized for so much as shall be adjudged from them by vertue of the said Lease.

**LXIX.** *Thomas Earl of Southampton, Lord High Treasurer of England, Anthony Ashley Lord Ashley, Sir Orlando Bridgman, Knight and Barronet, Lord Chief Justice of the Common-Pleas, and Sir Henry Vernon,* to have and to hold to them and their Heirs the Castle, Mannor and Abby of *Episcorby* in the County of *Wexford*, and all the Lands late parcel of the Possessions of *Robert Wallop*, called *Kisbeek, Clony, Turnesallough, and Effernock*, and all the Priory or Rectory and Church Improprate of *Salsker*, in the said County of *Wexford*, with all Tythes, &c. thereunto belonging: And all other the Messuages, Lands, &c. whatsoever in the Kingdom of *Ireland*, Granted to them the 26 day of *November*, in the Thirteenth Year of the King's Reign, which Letters Patents are Confirmed by the Act.

**LXX.** *Sir Richard Ingoldesby, Knight of the Bath*, to take and receive to his own use the Rents and Profits of all the Lands belonging to *Sir Hardness Waller*, and Forfeited by his Attainder for High Treason, and all the Goods and Chattels formerly belonging to him, and also Forfeited, wheresoever the same shall be found in *Ireland*, until the said *Sir Richard Ingoldesby* shall out of the said Rents, and by reason of the said Goods and Chattels, be paid 2000 Pounds with Interest since the Year 1658, or so much thereof as remains unpaid, he accounting for and paying the Overplus (if any be) to the King.

**LXXI.** *Sir George Lane, Knight*, his Heirs and Assigns, to have and to hold all the Lands wherein he had any Estate in Possession, Reversion or Remainder, on the 15 day of *September*, 1650, and also all Castles, Mannors, Lands, &c. which he, or any in Trust for him, or to his use, hath

both or have Purchased from *Thomas Dutton*, Esq, Son and Heir of *Sir Thomas Dutton*, Knight, Deceased: and also from *Sir John Norton* of *Rotherfield*, in the County of *Southampton*, Barronet, lying in the Counties of *Longford* and *Leitrim*, containing 2600 Acres of profitable Land, be it more or less; and also all the Lands whereof *John Cook* and *Philip Hore* late Attainted for High Treason, or any to the use of them, or either of them, were Seized or Possessed on the day they respectively committed their several Treasons, or at any time since; and which were Granted by the King's Letters Patents under the Great Seal of *Ireland*, unto the said *Sir George Lane* and his Heirs, according to the meaning thereof. All which said Mannors, Castles, Lands, &c. to be held by him, his Heirs and Assigns, with like benefit of Reprizal in case of Restitution, as any Adventurers ought to have, saving to all others (other than the King and His Successors, and other than to *Thomas Dutton*, *Sir John Norton*, *John Cook* and *Philip Hore*, or the Heirs, Executors, Administrators or Assigns of any of them, or any Clayming to the use of any of them or other than to such persons, their Executors and Assigns, who shall not be adjudged innocent) all Right and Title.

LXXII. The Lands in the Possession of *George Duke of Albermarle* or his Assigns, which are or shall be Confirmed to him, his Heirs and Assigns, in pursuance of this or any other Act of this Parliament, or Grant from the King, shall remain to him, his Heirs and Assigns for ever, to be held in free and common Socceage, as of the King's Castle of *Dublin* by Fealty, and 10 Pounds yearly Rent payable at the Receipt of the King's Exchequer, at *Michaelmas* and *Lady-day* yearly by equal Portions, freed and discharged of all other Rents and Services to the King, his Heirs and Successors.

LXXIII. The Town of *Mollingar* in the County of *West-Meath*, with all Houses and Lands thereunto belonging, Forfeited to the King, are Settled upon *Sir Arthur Forbes*;

*Forbes*, Barronet, and his Heirs for ever, according to a Grant made to him by Letters Patents under the King's Great Seal of *Ireland*, Dated the 27 day of *July*, in the 13 Year of his Reign.

LXXIV. The Arrears of *James Duke of Ormonde* and *Robert Earl of Leicester*, according to the Commands they bore in *Ireland* at any time before the 5 day of *June*, 1649, to be satisfied (out of the Lands and other Securities by this Act laid out and ascertained for the satisfaction of such Officers) to them according to the Rate, and in the same manner as such Arrears are to be paid,

LXXV. The Forfeited Lands of *Philip Barrioge*, viz. one Plowland called *Rincorran*, one Plowland called *Raghmore*, and one Plowland called *Prechans*, lying in the Liberty of *Kinsale*; half a Plowland called *Toghermeskim*, half a Plowland called *Currentry Leshane*, half a Plowland called *Knocknenaffe*, half a Plowland called *Ballyneclashy*, and one quarter of a Plowland called *Ballinvallin*, lying in the Barony of *Kinelea* in the County of *Cork*, all containing by Estimation 1372 Acres, as also parcel of the Forfeited Lands of *James Melliphont*, viz. one Plowland called *Southwaters Land*, wherein is the place called *Cilly* and *Benson's Cove*, containing about 160 Acres, lying in the Liberty of *Kinsale*, to be held and enjoyed by *Robert Southwell* of *Kinsale*, Esq; his Heirs and Assigns for ever, in satisfaction of 700 Pounds by him furnished for the Supply of the Fleet, 1648, subject nevertheless to the like Rents and Services, and with like benefit of Reprizal in case of Restitution, as any Adventurers ought to have; and also like benefit of Reprizal, in case the same be due to any Adventurer or Soldier, by vertue of this Act.

LXXVI. The Lordships of *Templetown*, *Moretown* and *Moughclogh* in *Cowley*, in the Diocess of *Ardmagh*, the Lordship of *Kilsaran*, and Rectories of *Monasterboies*, *Desert*, *Clougegan*, and the Lands of *Terman*, *Feigham*, *Douler* and *Downam*, are Settled and Vested in *William Legg*, Esq;



Esq; one of the Grooms of the King's Bed Chamber, his Executors and Assigns for 99 Years, to be accounted from the determination of one or more Lease or Leases made to Sir Thomas Plunkett, Lord of Louth, or to any other under such yearly Rents and Services as any Adventurer ought to pay within the Province where the Premises do lie, unless the former reserved Rents were greater, and then the highest Rent to be paid.

LXXVII. Colonel Carey Dillon, besides the Lands Assigned to him within the Mile Line of Connaught and Clare, to receive further and equal satisfaction, with other the Commissioned Officers that are to receive satisfaction for their Arrears due before the 5 of June, 1649, for his Service in Ireland before that time.

LXXVIII. The several Estates, Riches, Titles and Interests belonging to any Innocent Persons, Bodies Politick or Corporate, or to their Innocent Heirs, Executors, Successors or Assigns, to be saved to them respectively, any thing herein to the contrary notwithstanding.

LXXIX. All Estates for Life or Lives, or Years, and other Estates whatsoever, whereof James Duke of Ormonde or his Dutcheß, or any in Trust for them, or either of them, had the Reversion or Remainder the 22 day of October, 1641, or at any time since; and which by vertue of this Act or otherwise are become Forfeited to the King; and all Judgments, Statutes, Recognizances, and other Securities for Money of any kind whatsoever, which may in any kind Impeach, Charge or Incumber any of the Seignories, Mannors, Castles, Lands, &c. of the said Duke or Dutcheß of Ormonde, or any in Trust for them or either of them in the Kingdom of Ireland, which by this present Act or otherwise are become Forfeited or Vested in the King; are Vested, Settled, and given to the said Duke of Ormonde in as large and ample manner to all intents and purposes, as the King by any means had or might have had, held, or enjoyed the same, any Clause in

in this or any other Act, Statute, Ordinance, Order, Attainder, Record, Provision, Sequestration, Distribution, Allotment, Judgment, or Conviction, or other matter or thing to the contrary notwithstanding.

**LXXX.** And all Conveyances, Settlements and Assurances whatsoever, at any time heretofore made by the said Duke and Dutchess, or either of them, by themselves or joyntly, with any other persons trusted on the behalf of them or any of their Children, for the Settling of any Mannors, Lands, &c. (in an Indenture Quadripartie purporting a Deed of Grant or Feoffment, bearing Date the 20 day of *December*, 1661, and in the 13 Year of the King's Reign; and made or mentioned to be made between the said Duke and Dutchess of the first part, *Hugh Earl of Mount-Alexander*, *Sir George Lane*, and *Sir William Flower* of the second part, *Donnough Earl of Clancarty*, *Sir Paul Davis* and *George Carr*, Esq; of the third part, and *Thomas Harman*, *Edward Butler*, *John Bourdon* and *Lawrence Walshe* of the fourth part) upon the said Duke or Dutchess, or either of them; or upon their or either of their Children and Blood, with or without Remainders to any other person or persons whatsoever, are Revoked, Repealed, Annulled, and made void.

**LXXXI.** And all Mannors, Lands, &c. mentioned in the said Indenture Quadripartie, and intended or mentioned to be thereby Granted, Settled and Conveyed, shall be by the Authority of this present Act, Vested, Settled and Established in the severall respective persons, and for the severall and respective Estate and Estates, Use and Uses, and Intents, and subject to the same Limitations and Trusts as are expressed touching the same, and contained in the same Quadripartie Indenture as fully as if the same were Executed by Fine, Common Recovery, Livery of Seizin, Attornment of Tenants, or by any other way or means whatsoever requisite or necessary for the doing thereof; and as fully as if the said Quadripartie Indenture had been particularly Re-

cited, Expressed and Enacted in this Act, notwithstanding the said *Elizabeth* Dutcheſs of *Ormonde* be a Feme-Covert; and although there be no other Execution of the ſame than the Power and Authority of this Act, any other matter or thing whatſoever to the contrary notwithstanding. The Right of others (other than the King, His Heirs and Succeſſors, and other than ſuch whoſe Eſtates are Forfeited to the King, or are by this Act Veſted in him, and thoſe who Claim under the King or them, and other than the Children of the ſaid Duke and Dutcheſs, and ſuch others as Claim any Eſtate or Eſtates in Truſt for any of them; and ſuch as Claim Eſtates in remainder in Tail or Fee-Simple, by vertue of any Conveyance or Conveyances at any time heretofore made of any of the ſaid Mannors, Lands, &c. in and by the ſaid Quadripartie Indenture Settled) is ſaved by this Act.

**LXXXII.** *Wentworth* Earl of *Kildare*, his Heirs and Aſſigns, to have the Preemption, and enjoy the Forfeited Interests and Eſtates of all ſuch Lands by this Act Veſted in the King, His Heirs and Succeſſors, and not reſtored to the former Proprietors, as were or are held of or from *George* late Earl of *Kildare*, or the ſaid *Wentworth*, or of any of their Mannors, or whereof any Chief Rent, Service or Duty was or is reſerved to them, or either of them: As alſo of any other Lands ſurrounded by or intermixt with the ſaid Earl's Eſtate, which he ſhall deſire, by placing thereon ſuch Adventurers Arrears or other Publick Debts as are Allowed by this Act, and ſatiſſiable thereupon; and that the perſonal Arrears of *George* late Earl of *Kildare* for his Service in *Ireland* before the 5 day of *June*, 1649, be ſatiſſied out of ſuch Forfeited Houſes, Lands, and other Security liable to the ſatiſfaction of ſuch Arrears in the County of *Kildare*, or elſewhere in the Kingdom of *Ireland*, lying moſt contiguous to the Earl's Eſtate, and which the ſaid *Wentworth* Earl of *Kildare* ſhall make choice of, according



according to the same Rules as are appointed by this Act in cases of like nature.

**LXXXIII.** All Adventurers removed from any of the Lands belonging to *Theobald Purcell* of *Laghmore*, in the County of *Tepperary*, Deceased, to be Reprized out of the Surplusage Lands within the Security of the Adventurers.

**LXXXIV.** Nothing in this Act is to prejudice the Title and Interest of *Martin Noell* and *John Arthur* in any the Forfeited Houses in the Town of *Wexford*; and such of them as shall be found Forfeited, and already let out to them, are Vested in and Settled upon them and their Heirs and Assigns for ever, according to such Rules as were set down in the King's Declaration and Instructions.

**LXXXV.** Provided that this Act shall not extend to any Persons, Bodies Politick or Corporate, or any Mannors, Lands, &c. which did belong to any Hospital, Alms-house, Lepers or Lazars, or other Charitable use within the Kingdom of *Ireland*, on the 22 day of *October*, 1641, but that the same shall be restored, to be done by the Inspection, Direction, and Regulation of the Lord Lieutenant, or Chief Governour or Governours and Council.

**LXXXVI.** *Arthur* Earl of *Anglesey* and Lord Viscount *Valentin*, his Heirs and Assigns, in his and their respective Settlements and Satisfactions pursuant to this Act, shall enjoy the full benefit of the King's Letters in his behalf under His Royal Signet, Inrolled in the Chancery in *Ireland*, so far forth as the same are consistent with the King's said Declaration.

**LXXXVII.** This Act is not to extend to any Mannors, Lands, &c. whereof *Symon Luttrell* of *Luttrellstown*, in the County of *Dublin*, Esq. Deceased, or *Thomas Luttrell* his Son, or either of them, were Seized on the 22 day of *October*, 1641; and whereof they or their Tenants were dispossessed or removed by colour of any

Actings of the late Usurped Power in the Kingdom of *Ireland*; but he, his Heirs and Assigns may hold and enjoy the same without and before any previous Reprizals, and at the ancient Rents and Tenures.

**LXXXVIII.** *John Bellew of Castletown*, in the County of *Louth*, Esq; his Heirs and Assigns, to have, possess and enjoy all the Houses and Lands whatsoever, which did belong to *Sir Christopher Bellew* his Father, on the day-aforesaid, in as ample manner as the said *Sir Christopher*, or any to his use, enjoyed the same; subject nevertheless to such Charges and Incumbrances as were justly laid upon, or issuing out of the said Estate before the said day.

**LXXXIX.** *John Morris* and *Robert Clayton*, and their Heirs, Executors and Assigns, to have, hold and enjoy all Forfeited Mannors and Lands in the County of *Wexford*, in *Ireland*, whereof they stand possessed in Trust for *Sir John Cutler*, Knight and Barronet, *Sir Edward Heath*, Knight of the Bath, *Thomas Tate* Doctor of Divinity, *Robert Abbot*, Gent. *Didier Fouchant*, Gent. and *Timothy Stamp*, Esq; and whereon Iron-works and other necessary Improvements have been erected and made, formerly purchased or taken in Lease in the names of any the Parties above-named from Officers, Soldiers, or others to whom the same were set out for Adventurers or Arrears, according to the Purport of the Deeds of Purchase and Demise, and with such benefit of Reprizal in case of Restitution or Incumbrance, and with other advantages as any Adventurers or Soldiers, their Heirs or Assigns within the Province of *Leinster* ought to have.

**XC.** The Lands and Estate formerly set out in the County of *Cork*, unto *Hercules Huncks*, Esq; for his Arrears due for his Service in *Ireland*, are Established on and Confirmed to *Edward Adams* of *London*, Merchant, his Heirs and Assigns for ever, according to such Tenures and Rents, and under such Limitations and Directions for Reprizals as are set down and expresse for any other Officer or Soldier.

**XCI.** Such

XCI. Such of the Inhabitants and Proprietors of the City of *Dublin* and Town of *Drogheda*, as constantly adhered to the Royal Authority until their respective deaths, or withdrawing of the same Authority from the said Kingdom *Anno 1647*; and did not at any time after adhere to the Papal Clergy, or other the Irish Rebels, in opposition to the Royal Authority, and the Heirs and Widows of such of them as are dead, to be restored unto, and enjoy as of their former Estates, their Houses and Lands, Freedoms and Immunities in the said City and Town, or elsewhere,

XCII. The Lord Lieutenant, and other Chief Governour or Governours, and Council of *Ireland*, from time to time, during the space of 7 years from the 1 day of *May, 1662*, to make such Orders and Directions for the better planting with Protestants the Lands by this Act Vested in the King, and not appointed to be Restored to Innocent Persons: and for the better Regulating of Cities, Walled Towns and Corporations, and the Electing of Officers and Magistrates there; and to Inflict such Penalties for the Breach thereof as they shall think fit, so as the Penalties for the Breach of the Rules of Plantation do not extend further than to treble the Quit-Rents due for the Lands which shall be Planted otherwise than those Rules shall direct: The same to be paid yearly to the King, His Heirs and Successors, till the said Rules be performed; and thenceforth the Rent reserved by this Act to be only payable, and so as the Penalty for Breach of the Rules to be made touching Corporations do not extend further than to the Removal and Disfranchisement of the Offenders. Which Rules and Orders so to be made shall be as effectual as if the same had been established by the Authority of this Parliament, and shall continue in Force for so long time as shall be therein Limited and Appointed,



**XCIII.** Provided that no undispensed or unconfirmed Lands in the Province of *Ulster* come, or to come to the King's Hands, shall be set out in satisfaction of deficient Adventurers; but the same may be wholly reserved and disposed of for Reprizal according to the full value and worth, unless the Forfeited Lands in other Provinces shall not be found sufficient to satisfy those Deficiencies.

**XCIV.** All the Lands in *Ireland* Granted by the King, under His Great Seal of *England* or *Ireland*, and any way Ratified by this Act, to stand Charged with a Years Rent or a Year and an halfs Rent, and such other like Quit-Rents and Annual Payments wherewith any the Lands of Adventurers or Soldiers stand charged, to be Raised, Levied and Paid as other the like Rents and Payments by this Act before mentioned, are appointed to be Paid.

**XCV.** Provided where a greater Rent is reserved upon any such Grants and Letters Patents as aforesaid, than the Quit-Rents reserved by this Act would amount to, then the Rent reserved by the Letters Patents shall be duly paid, and no other Quit-Rents, saving to the King, His Heirs and Successors, all Right and Title to any Mannors, Lands, &c. which He or His Father had on the 22 day of *October*, 1641, in Right of His Crown of *Ireland*; and which were then, or at any time within 10 years before, in charge in the Exchequer (otherwise than by Inquisition of Lands in *Connaught*, found and returned in the time of the Earl of *Strafford*'s Government) and which have not since been disposed by the King or His Father, by Letters Parents under the Great Seal of *England* or *Ireland*; and other than such Rights and Titles as in and by a certain Act of Parliament passed in *England*, Intituled, *An Act of Free and General Pardon, Indemnity and Oblivion*, are mentioned or intended to be barred or extinguished.

**XCVI.** *Theobald* Earl of *Carlingford*, and *Thomas* Lord Viscount *Dillon*, Restored unto and Vested in all Mannors, Lands, &c. whereof they, or either of them, or any in Trust

Trust for them, or either of them, were Seized or Possessed upon the 22 day of *October*, 1641; and such Reprizable Persons and their Assigns, to whom any of the said Lands have been set out, to be forthwith Reprized out of the first Lands that shall come to the King in the Province of *Connaught* or County of *Clare*.

**XCVII.** This Act is to extend to settle upon, or give unto any of the said Adventurers any benefit of such Sums of Money as have been Forfeited by any Adventurers for non-payment of the full Sums of Money Subscribed by them according to the Tenor of the Acts 17 & 18 *Car. 1.* but that all such Forfeited Subscriptions be Vested and Settled in the King, His Heirs and Successors; to be set out and paid according to the Rates mentioned in the said Acts, within the said Security set apart for satisfaction of Adventurers, immediately after those who have duly paid in the Sums by them so Subscribed are Reprized, the same to be disposed of as the King thinks fit.

**XCVIII.** Such Adventurers and Soldiers, their Heirs and Assigns, whose Lots were set out of the Lands of *James Duke of Ormonde*, and have been removed, and by the King's Commissioners have had other Lands appointed in the County of *Catterlagh* towards their Reprizal, are Confirmed in so much of the said Lands as equalize the Value and Purchase of those Lands from which they were removed, to hold and enjoy the same to them, and their Heirs and Assigns for ever; and the Lands to be immediately put out of charge in the Exchequer in *Ireland*, reserving the chief Rents according to the King's Declaration.

**XCIX.** The Lands in the County of *Louth* appointed by the Lords Justices of *Ireland*, to *Erasmus Smith*, Esq; towards satisfaction of his Adventurers for Lands in *Ireland*, are Confirmed to him, his Heirs and Assigns, with all Advantages and Priviledges allowed by this Act to Adventurers. And if any of the said Lands be restored to any person

person restorable, then the said *Erasmus Smith*, his Heirs and Assigns, to be first Reprized for the same by other Lands in the said County of *Louth*; and for want thereof, by other Forfeited Lands in some other place of equal Value and Purchase: but no more Lands to be Settled and Confirmed to him, his Heirs and Assigns, than according to the Rates for satisfying of Adventurers.

C. Nothing contained in this Act is to extend to Vest in the King any the Honours, Castles, Lands, &c. whereof *Oliver Cromwell*, *Henry Ireton*, *John Jones*, *Daniel Axtel*, *Gregory Clement*, *Isaac Ewer*, *John Bradshaw*, *Thomas Andrews*, and *Thomas Hammond*, Deceased; *Sir Hardress Waller*, *John Hewson*, *Miles Corbet*, *Thomas Wogan*, *Edmund Ludlow*, *Edward Dendy*, *John Lisle*, *William late Lord Mounson*, *Cornelius Holland*, *Henry Smith*, *Owen Rowe*, *Edmund Harvey*, *Nicholas Love*, *Edward Whaley*, *Thomas Pride*, Deceased; *William Say*, *Valentine Walton*, *John Berkstead*, *Sir Michael Livesey*, *John Okey*, *William Gouffe*, *Thomas Challoner*, *William Cawley*, *John Dixwell*, *Edward Braughton*, *Thomas Harrison*, *Adrian Seroope*, *John Carew*, *Thomas Scot*, *Hugh Peters*, *Francis Hacker*, *Isaac Pennington*, *Henry Martin*, *Gilbert Millington*, *Robert Titchburn*, *Robert Lilburn*, *John Downs*, *Vincent Potter*, *Augustine Garland*, *George Fleetwood*, *Simon Mayn*, *James Temple*, *Peter Temple*, *Thomas Wait*, *Sir John Danvers*, *John Blackston*, *Sir William Constable*, *Richard Dean*, *Francis Allyn*, Deceased; *Peregrine Pellam*, *John Aldred*, alias *Alured*, *Humphrey Edwards*, *John Wynn*, *Anthony Stapley*, *Thomas Horton*, *John Frey*, *James Challoner*, *Sir Henry Mildmay*, *Sir James Harrington*, and *John Phelps*, or any of them, were at any time heretofore Seized or Possessed in their own Right, or any in Trust for them, or to their use; or which at any time heretofore were Given, Granted or Allotted to them, or any of them, or to any in Trust for them; or to any claiming under them, in satisfaction of any Adventures or Arrears due to them, or for any



any other Recompence whatsoever. But the same, and every of them (other than the Lands and Tenements Given and Granted to *Michael* Lord Bishop of *Cork*, and other than the Lands and Tenements hereafter disposed to *Francis* Lord *Angier*) are Vested and Settled upon *James* Duke of *York*, his Heirs and Assigns, freed and discharged (so long as the same remain in his and their Possession) from any new encreased Rent, Services and Payments in and by this Act Assessed, Imposed and Reserved, but with like benefit of Reprizal in case of Restitution, as any Adventurer or Soldier may have; and with further benefit and Reprizal for so much of the Premises as by vertue of the Declaration and Instructions, or this Act, shall be held by any Adventurer or Soldier. And if the Duke or his Heirs shall Grant or Alien any of the Premises otherwise than by Lease for Lives or Years (upon which the full Moyety of the Improved Rent shall be reserved) then so much as shall be Aliened or Granted shall be charged with such Rents and Payments as other Lands by this Act are subject to.

CI. All Forfeited Lands and Title and Interest therein heretofore set out in the Kingdom of *Ireland* to *John* Lord *Kingston*, or to Sir *Robert* King, his late Father, Deceased; or Purchased by them from any Adventurers, Soldiers or Transplanted Persons, their Heirs or Assigns, and set out unto, or possessed by them the 7 day of *May*, 1659, are Confirmed unto the said Lord *Kingston*, his Heirs and Assigns, liable to such Rules as are prescribed by the Act for restoring of Lands to former Proprietors. But such part of the Lands aforesaid as were set out upon the doubling Ordinance, over and above the Money paid thereon, are not intended to be Confirmed to him, without delivering up or discharging such Receipts or Certificates of such deficient Adventurers, or such part of his own, or his late Father's Arrears, or other Debentures for Service in *Ireland*, before the 5 day of *June*, 1649, (provided for by this

this Act) as shall amount unto the Sum for which such proportion of Lands were or are to be set out to Adventurers in the Province of *Leinster*; upon performance whereof, then they are to stand Confirmed: And for all such Lands claimed by him, set out or possessed by Adventurers, Soldiers, or Transplanted Persons, their Heirs or Assigns, on the day above mentioned, whereof *George Lord Baron Strabane*, *Sir Henry Talbot*, *Sir William Dungan*, and *Thomas Harman*, Esq; or any other former or other Proprietor are or shall be restored unto; he the said Lord *Kingston*, his Heirs and Assigns, to be speedily Reprized for the same out of such Lands of yearly Rents in the Counties of *Dublin*, *Cork*, and *Kildare*, or some of them, as the restored or to be restored Lands are worth, to be Letten.

CII. The King, His Heirs and Successors, not to be Vested in the Forfeited Lands in the County of *West-Meath* and the *King's County*, whereof *Sir Hardress Waller* or *Isaac Evers*, or either of them, or any in Trust for them, or claiming under them, were the 7 day of *May*, 1659, Seized or Possessed, but that the same be Vested in *Frauncis Lord Angier* and his Heirs, subject to like Rents and Payments as any Adventurers within that Province wherein these Lands lie are subject unto; and with like benefit of Reprizal in case of Restitution or Incumbrance, as any Adventurer ought to have.

CIII. All Sums of Money due to *John Lord Kingston*, *Richard Lord Baron of Colpooney*, *Sir Theophilus Jones*, *Sir Oliver St. George*, *Sir John Cole*, and *Chidley Coote*, Esq; for Arrearages for their Service in *Ireland* before the 5 day of *June*, 1649, to be Stated and satisfied to them, their Executors or Assigns, out of the Security appointed for satisfying Arrears before that time, in the same manner and by such Rules as is before in this Act provided for such as have Arrears due to them before 1649, and received no satisfaction for them since that time; although the said

said persons, or any of them, have received Lands for Arrears since the 5 day of June, 1649.

CIV. Sir Paul Davis, Knight, to have, hold and enjoy to him, his Heirs and Assigns for ever, the Town and Lands of *Londonstown*, formerly belonging to *William Fitz-Gerald* Attainted; *Barretstown*, formerly belonging to *Christopher Eustace* Attainted; *Johastown* and *Palmerstown*, formerly belonging to *James Flatsbury* Attainted, all situate, lying and being in the County of *Kildare*, with all their Appurtenances whereof the said late Proprietors were Seized, or any for their uses or in Trust for them, on the days of their respective Attainders, or at any time since, he, his Heirs and Assigns paying yearly to the King, his Heirs and Successors, the like Rents as are appointed to be paid by Adventurers for Lands in the Province of *Leinster*, by the Act made in the Parliament begun at *Westminster* on the 3 day of *November*, 1640, Intituled, *An Act for the speedy and effectual Reducing of the Rebels in His Majesty's Kingdom of Ireland to their Obedience to His Majesty, and Crown of England*; unless the Rents formerly reserved on the Premises to the Crown on the 23 day of *October*, 1641, did exceed that Rent; and then in such case to pay that Rent, and to be held of the King by the same Tenure which by the said Act is appointed for Adventurers for Lands in *Ireland*.

CV. All such Officers in *Munster* who engaged themselves in the King's Army in the Kingdom of *Ireland*, under the Command of the Duke of *Ormonde*, in the Year 1648, and were afterwards Instrumental in the betraying of several Towns and Garrisons into the Usurpers hands, or his Forces, and their actual Assistants, and the Heirs, Executors, Administrators and Assigns of them, or any of them, are excluded from any benefit from this Act of Parliament, as to their enjoyment of any Lands for Arrears before June, 1649, other than who within 24 Months after the Date of this Act, shall make it appear to the Lord



Lord Lieutenant, &c. with 6 of the Council, that they made some repair for their former faults by their timely and seasonable appearance for the King's Restitution in the Year 1660.

CVI. The Commissioners to set out so much of the Forfeited Lands as amount to the clear yearly value of 300 Pounds, and are nearest and lie most contiguous to the Fort of *Duncannon*, to be reserved to the King, His Heirs and Successors, to the intent the Rents may for ever be employed for the better maintenance of the said Fort. And such Adventurers, Soldiers or Reprizable Persons, to whom any of the said Lands have been Allotted, to be forthwith Reprized out of some other Forfeited Lands, of an Estate of equal Value and Purchase.

CVII. All Forfeited Messuages, Lands, &c. whereof *Henry Jones* Lord Bishop of *Meath*, or any in Trust for him, or to his use, were Seized or Possessed on or before the 29 day of *May*, 1660, are Vested and Settled in, and Confirmed upon him in his natural Capacity, to be held and enjoyed by him and his Heirs, subject to the like Rents and Payments as any Adventurers for Lands in the Province of *Leinster* ought to be; And in case any of the Forfeited Lands Vested in him did heretofore belong to any Restorable Person other than Innocent Persons, no restitution in such case to be made until he be first reprized with an Estate in Value, Worth and Purchase, equal to that which ought to be restored.

CVIII. This Act is not to extend to the disposal of any Lands, Tenements or Hereditaments, whereof the Provost Fellows and Scholars of the Holy and Individed Trinity near *Dublin*, of the Foundation of Queen *Elizabeth*, were Seized in Fee in the Year 1640, and are in their actual Possession; but that the same, and the Right of all Persons to any of the said Lands and Tenements which they held by vertue of any Grant, Lease or Fee-Farm from the Colledge, and which is Forfeited to the King by the late Rebel-

Rebellion, to remain; and are Granted and Confirmed to the said Provost, Fellows and Scholars, and their Successors for ever, paying for the same such Rents as Adventurers ought to pay for the Lands within the Provinces where the Lands hereby Granted and Confirmed lie.

CIX. Fees being claimed by the Speaker of the House of Commons, and the Clerk of the House of Lords, and Clerk of the House of Commons, and other Attendants on either of the said Houses, out of every Bill past in Parliament, wherein any persons, Bodies Politick or Corporate, receive any Grant, of, or Restitution to Forfeited Lands, &c. to them, their Heirs and Successors, being particularly named in the said Bill, the ascertaining the said Fees, payable by the said Persons, Bodies Politick and Corporate, not particularly named by this Act (though included therein) as to the Sums, way, time, manner and paying, is left to the consideration of the Lord Lieutenant or other Chief, &c. and Council of *Ireland*, after Advice therein had with both Houses of Parliament there; And after such Advice, the Orders then Resolved upon, and Recorded in the Chancery, shall be as binding to all purposes, for the Demanding, Levying and Payment of the said Fees to the persons aforesaid, and every of their Executors and Assigns, as if the said Orders were particularly set down in this Act.

CX. This Act is not to extend to the Grant of a remainder of a Term of Years in certain Lands and Tenements lying in the Parish of *Finglas*, in the County of *Dublin*, Forfeited by Sir *William Hewlet*, and passed by Letters Patents under the Great Seal of this Kingdom to Sir *Timothy Tirrel*, Knight, but the same are Confirmed to him, his Executors, Administrators and Assigns, during the Term aforesaid.

CXI. Nor shall this Act extend, nor the Act enabling Ecclesiastical Persons, to make Leases for 60 years for encouragement of Planters, be prejudicial to the Title of *Richard Earl of*

*Cork*,

*Cork*, or *Michael* Lord Bishop of *Cork*, in or to the Town and Lands of *Ballymulruske*, in the County of *Cork*.

CXII. *Randal* Marquess of *Antrim* to be restored to all the Mannors, Lands, &c. whereof he or any in Trust for him, stood Seized or Possessed, upon the 23 day of *October*, 1649, in such manner as the Lord Viscount *Nettervil* and Lord Viscount *Galway*, and the rest with them in the Declaration herein before mentioned, ought by vertue thereof, and of this Act, to be restored to their Estates.

CXIII. The Sum of 8000 Pounds *Sterling* to be fully paid at such times, and in such way as the King or His Successors shall appoint unto Sir *James Shean*, his Executors, Administrators or Assigns, in recompence of his Estate in the half Barony of *Irris*, being Vested by this Act in the King, His Heirs and Successors, and till satisfaction be made to *Arthur* Earl of *Anglesey*, the King's Vice-Treasurer and Receiver-General, or any other to succeed in the same Office, from time to time out of the accruing Rents and Fines which shall come into the Receipt of the Exchequer for Licensing the Sale of Wine, *Aqua Vita* and Strong Waters, or any of them, by Retail in this Kingdom, to pay without further Delay, Order or Directions, unto the said Sir *James Shean*, his Executors, Administrators or Assigns, yearly, every *Michaelmas* and *Easter*, the current Interest of the said 8000 Pounds, or so much thereof as shall remain unsatisfied, the first Payment of the said Interest-Money to be made at *Michaelmas*, 1662. And the said Sir *James Shean*, his Heirs and Assigns, to have the benefit of the King's Letters under His Signet, Dated the 25 day of *May*, 1662, in the 14 Year of His Reign, for Granting several Houses and Lands to him, his Heirs and Assigns, in satisfaction of Adventures and other Interests, according to the Rules of the said Declaration, so far as the Lord Lieutenant, or other Chief, &c. shall judge things consistent with the King's Declaration, excepting only what relates unto his said Estate in *Irris*.

CXIV. The



**CXIV.** The Lord Lieutenant, and other Chief, &c. with the Consent of the Privy Council, out of the Lands Vested by this Act in the King, and which shall be Settled or Restored by vertue thereof, to Settle such yearly Allowance for ever (not exceeding 1000 Pounds *per Annum*) for Founding, Erecting and Endowing of Hospitals and Work-houses for Soldiers maimed or wounded in the Service of *Ireland*; and in case of deficiency of such persons, than towards other Publick and Pious Uses in such places as they shall think fit.

**CXV.** The Lord Lieutenant, and other Chief, &c. and Council, to charge for the use of the King the Estates of Papists restorable, not exceeding the Proportions following, *viz.* All Papists who took no Lands in *Connaught*, one half years Value, and such as took Lands there, one whole years Value of the Estates unto which they are or shall be restored, to be paid in the same manner as the Sums payable by Adventurers and Soldiers are made payable by this Act; to be paid into the Receipt of the Exchequer to be disposed of for satisfying unrestorable persons for want of Reprizals, or for the purchasing of Reprizals, Adventures, Arrears, Incumbrances, or other allowed Interest by this Act, from such as shall be willing to sell their Rights; whereby the Land designed for Reprizals may the better hold out to answer the ends of the King's Declaration.

**CXVI.** Provided if Reprizals fall short whereby persons mentioned and appointed in the said Declaration and this Act to be restored, cannot obtain the full benefit intended them, then the Lord Lieutenant, and other Chief, &c. and Council, to make distribution amongst them of the restitution or satisfaction allotted them, in such proportions as they shall think most equal and just, consideration being had of the Conditions and Pretences of the several Persons concerned: nevertheless according to the Rules of the Declaration concerning them in all other points, and particularly

cularly in that of previous Reprizals, which shall be final, and observed by the Commissioners appointed for the execution of this Act.

CXVII. All such Castles, Lands, &c. in the County of *Sligo*, as have been purchased by *Sir Philip Percival*, Knight, Deceased; or any persons in Trust for the late Earl of *Strafford* and *Sir George Ratcliffe*, Deceased, or either of them, and their Heirs, and whereof they, or any other persons to their use, or in Trust for them, were Seized or Possessed the 23 day of *October*, 1641, are Vested in the King, His Heirs and Successors, to continue until the Lord Lieutenant, or other Chief, &c. and the Council, shall upon hearing of the Purchasers, their Heirs or Assigns, and the Heirs and Assigns of the said Earl of *Strafford* and *Sir George Ratcliffe*; and also upon hearing the Vendors, their Heirs and Assigns, declare and adjudge whether the same do belong to the said *Sir Philip Percival*, his Heirs and Assigns, in Trust for *William* Earl of *Strafford* and *Thomas Radcliffe*, or either of them, or any Persons, their Heirs or Assigns, of whom the same are pretended to be purchased as aforesaid: Which Declaration and Judgment shall be as effectual to all purposes on the behalf of the persons for whom the same shall be made, as if the same had been particularly Enacted by these Presents.

CXVIII. *Maurice Keating*, Esq, Son and Heir of *Edmund Keating* of *Norroughmore*, in the County of *Kildare*, Esq, to have, hold and enjoy to him and his Heirs, all the Mannors, Towns, Lands, &c. in the *King's-County*, purchased by, or in Trust for his said Father, before the 23 day of *October*, 1641, from *John Carrol*, Esq; if the Lord Lieutenant, or other Chief, &c. and Council (upon hearing the Parties concerned) shall think fit to adjudge the same accordingly.

CXIX. *Theobald* Lord Viscount *Taafe*, Earl of *Carlingford*, to have, hold, possess and enjoy to him and his Heirs,

Heirs, all those Lands, Mannors, &c. in the County of *Lowth*, whereof upon the 1 day of *August*, 1641, he was possessed, or were Assigned to him by way of *Custodiam*, or otherwise in order to a further Settlement thereof to him and his Heirs in lieu of the Estate of *Colony*, in the County of *Sligo*. And also to have and enjoy to him and his Heirs the Mannors, Lands, &c. whereof *Christopher Taaffe* of *Bragganstown*, and *Theophilus Taaffe* of *Cookstown*, or either of them, or any of their Ancestors, or other persons in Use or Trust for them, stood Seized or Possessed the 22 day of *October*, 1641, under the like Rents and Services as the Officers and Soldiers by this Act are to hold,

**CXX.** This Act is not to extend to Vest in the King, His Heirs and Successors, any Honours, Castles, Lands, &c. by the King's Letters Patents under the Great Seal of *England*, Dated the 8 day of *August*, 1662, and in the 14 Year of His Reign, Granted to *Richard* Earl of *Calmarickard* and his Heirs, but that the same be immediately without previous Reprizal or other Incumbrance whatsoever) Vested and Settled in the said Earl and his Heirs, to the Uses and in such manner as is expressed in the said Letters Patents, and to no other use or purpose whatsoever; and that he and his Heirs may hold and enjoy the same to the Uses, and under the Rents and Services therein reserved, and by no other: Saving to all other (other than the King, His Heirs and Successors, and such as shall or may claim under the King; and other than such whose Estate would have Vested or been in the King by the general words, scope or intent of this Act, if the above Proviso were not made or mentioned in this Act; and other than such who had held or were possessed of any the Lands by the said Letters Patents Granted by or under any defeasible Right, Title or Estate; and other than such as shall or may pretend or claim any Right or Title thereunto, in prejudice of any the Uses Limited in and by



the said Letters Patents by descent, or by vertue of any Estate or Remainder in Tayle from any of the Earls of *Clanrickard*) all their Right and Title; and such Reprizable Persons to whom any of the Premises have been set out, to be forthwith reprized out of the first Lands that come to the King's Hands in the Province of *Connaught* and Countrey of *Clare*, either by the restoring of any persons to their Estates who were formerly Transplanted or otherwise.

CXXI. The Lord Lieutenant, or other Chief, &c. with the consent of the Privy Council, are Impowered to Erect another Colledge to be of the University of *Dublin*, to be called *King's-Colledge*; and out of the Lands Vested, or to be Vested in the King by this Act, to raise a yearly Allowance for ever, not exceeding 2000 Pounds *per Annum*, by an equal Charge upon every 1000 Acres, or lesser Quantities proportionably, and therewith to endow the said Colledge: And the said Colledge to be Governed by such Laws and Constitutions as the King, His Heirs and Successors, under His or their Great Seal of *England* or *Ireland*, shall declare and appoint.

CXXII. *Robert Boyle*, Esq; his Executors, Administrators and Assigns, during the Term of 31 years, to hold and enjoy all and singular the Impropropriations belonging to the late dissolved Religious Houses, &c. of *Ballytabber* in the County of *Galway*, and *Tyhone* in the County of *Tipperary*, with all the Impropritate Tythes, Rectories, &c. which belong unto, or by this Act are Vested in the King to any of the aforesaid Uses, according to the Tenor of such Grant or Grants, as have or shall be past to him by the King's Letters Patents in that behalf, he paying for the same double the Exchequer or Crown Rent reserved thereupon in the Year 1641.

CXXIII. In all cases of Grants made since the Date of the King's Declaration and Instructions, or in case of Provisoos in this Act, which give Reprizals to any of meer  
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Grace, that could not claim them by vertue of the said Declaration and Instructions, and not as Adventurers or Soldiers, the persons concerned in such Grants or Provisoed not to have benefit of Reprizals till after such Persons and Interests Reprizable by the said Declaration and Instructions be first Reprized.

CXXIV. All Mannors, Lands, &c. and all benefits of Reprizals, and other Advantages by this Act, Granted or Confirmed to *Charles Earl of Monrath*, to remain in the King, His Heirs and Successors, until such time as the Lord Lieutenant, or other Chief, &c. and the Privy Council there, shall upon Examination of the Settlement, and last Will and Testament of the said Earl (if there be any such Will) and of any other matters whereby his Intentions in disposing his Estate may appear, and accordingly make a final Judgment and Determination therein: And that the same, and all Grants and Letters Patents that shall be made thereupon, to be as effectual in Law to all Intents and Purposes, as if the same had been particularly mentioned in this Act. Provided that if such Judgment and Determination be not made within 2 Months after the sitting of the Commissioners for the executing of this Act in *Ireland*, that then all the Mannors, Lands, &c. and all other the benefits by this Act intended to be Given or Granted to the said Earl, shall be and enure according to the general meaning of this Act therein before expressed, and the foregoing Clause to be utterly void, and of none effect, and that in the mean time the possession of the Premises Vested in the King, not to be disturbed; but remain where now it is: And that the Arrears of Rent and mean Profits may be received by those in possession subject to the said final Judgment and Determination.

CXXV. Enacted that all Lands, &c. lying in the Baronies of *Dunbryn* and *Rathtooth*, and County of *Meath*, whereof *Henry Cromwell* was by himself, his Tenants or Assigns, possessed the 7 day of *May*, 1659, be Settled up-

on and Confirmed unto Sir *William Russel* of *Laughton*, Barronet, and Dr. *Jonathan Goddard*, their Heirs and Assigns for ever : And that the Lands, &c. lying in *Connaught*, whereof he was in like manner possessed at the same time, be Settled upon and Confirmed unto *John Russel* of *Chipnham*, Esq; his Heirs and Assigns, for ever. The same with all Arrearages of Rent, to be held according to such Rents and Directions as by the King's Declaration of the 30 of *November*, 1660, is expressed, concerning such as were of his Army in *Ireland* ; and that 850 Pounds be satisfied to the said *John Russel* as an Adventurer, as by this Act is appointed for other Adventurers.

CXXVI. The Heirs of Sir *Lucas Dillon*, Knight, Sir *Robert Talbot*, Barronet, the Heirs of Sir *Valentine Blake*, Barronet, Sir *Richard Blake*, Knight, Dr. *Gerard Fennel*, *Geoffry Brown*, *John Brown* of the *Neale*, *John Walsh*, *Thomas Tirrell*, *Edmund Dillon*, *John Talbot* of *Mallahide*, *Francis Coghlan* of *Kilcolgan* in the *King's-County*, *Robert Nugent* of *Cartlandstown*, Sir *John Bourk* of *Derry-MacLaghney*, *Thomas Arthur*, Esq; Dr. in *Physick*, *Gerald Flemming* of *Castle-Flemming*, *Luke Bath* of *Ackarne*, and *Bartholomew Stackpoole*, Esq; to be forthwith restored to their former Estates as Proprietors or Heirs to their Fathers, and whereof they or their Fathers were dispossessed by the late Usurped Power ; and to be quieted in Possession to them and their Heirs, as fully and beneficially to all Intents and Purposes as the Lord Viscount *Nettervill* and the Lord Viscount *Galmoy*, and the rest with them in the Declaration herein before mentioned, ought by vertue thereof, and this present Act, to be restored to their Estates.

CXXVII. It is made lawful for the Lord Lieutenant, or other Chief, &c. and Council of *Ireland*, at any time before the 1 of *December*, 1662, to suspend the Execution of all or any the Clauses and Provisoos before mentioned, whereby the Estates or Interests of any private persons are Settled and Confirmed ; and the Grants made to any Person



son or Persons till they have examined and informed themselves concerning the same; and such as they find contrary to, or inconsistent with the aforesaid Declaration and Instructions, or inconvenient for the general Settlement to be allowed in their full Latitude, to retrench, alter or change; and by their Direction or Order to the Commissioners for the Execution of this Act, to disallow such of them as they shall think meet, in part or in whole; or to order how far and in what manner the same shall be Executed or Observed, which shall be final and to be obeyed by the Commissioners, whose Proceedings in pursuance thereof shall be as valid to all Intents and Purposes, as if they had been particularly appointed or declared by this Act.

**CXXVIII. Stat. 17 & 18 Car. 2. Sess. 5. Cap. 2.** This Act is made for the explaining of some Doubts arising upon this Statute last before mentioned; and for making some Alterations of, and Additions to the same, for the more speedy and effectual Settlement of the said Kingdom.

**CXXIX.** Over and above all the Mannors, Lands, &c. declared to be Vested in the King (by the Act of the 14 & 15 Car. 2. mentioned here before in this Title §. 1.) there is by this Act of the 17 & 18 Car. 2. Vested also in the King, His Heirs and Successors, all and singular the Messuages, Lands, Tenements and Hereditaments whatsoever whereof *John Fitz-Gerald*, alias *Fitz-Gerrard*, of *Innishmore*, commonly called the Knight of *Kerry*, Captain *John Magill* of the County of *Down*, *Geoffery Fleming* of *Ballingary*, or any of them, or any of their Ancestors whose Heirs they are, or any other persons in Trust for them, or any of them, or to their or any of their Uses, were Seized or Possessed upon the 22 day of *October*, 1641, notwithstanding that the same were not Seized, Sequestred or set apart upon the account of the said late Rebellion or War, are declared as from the said day Forfeited, and to have been Forfeited to the King's Royal Father and to himself,

his Heirs and Successors; and are from that time deemed, declared and adjudged to have been and to be in the real and actual Possession and Seizin of the King's Royal Father, and of himself, his Heirs and Successors, without any Office or Inquisition thereof found or to be found free and absolutely discharged of and from all Estates and Titles made before that day by any person or persons being Tenants in Tail, &c.

**CXXX.** No persons who by the Qualifications in the former Act have not been adjudged Innocent, shall be hereafter reputed Innocent, so as to claim any Lands, &c. but they, and all claiming under them to be debarred; and the word (and) used in that part of the Act relating to Officers and Soldiers, shall be taken disjunctively, as if it had been (or) so that no Officer or Soldier, his Heirs or Assigns, is to be excluded the benefit of that Act or this present Act, if he had been formerly of the Army, and in possession of Lands, &c. the 7 day of May, 1659, though he were not in the Army the 30 of November, 1660, or at any after time. And Protestant Adventurers and Soldiers to be first provided for, and to have as much Forfeited Lands Vested, &c. as amounts to 2 full Third parts of what they had or ought to have had, in case of deficiency upon the 7 of May, 1659. And no Adventurer or Soldier to be removed for any Restitution before he be duly possessed of his 2 Thirds; and where there is a Possession of more than 2 Thirds, the Overplus to be cut off, and the Commissioners to make a Retrenchment; and where the Possession's less than 2 Thirds, then to be made up out of some other Forfeited Lands. And those removed from the Estate of the Duke of *Ormonde*, or relinquishing or reprimed in *Catterlagh*, and not decreed away from them, to have like liberty of retaining the same, or so much as amounts to 2 full Third parts. And deficiencies of Adventurers in *Connaught* and *Clare*, to have their 2 full Third parts made up in the same Barony and County, or  
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in the next if conveniently to be done. And where there is an overplus in one Barony and a deficiency in another, the Adventurer, &c. to retain so much of the overplus as to make up the deficiency 2 full Third parts; and where any have more than 2 full Third parts, then to buy the Right of anothers deficiency for so much, and so retain the whole Protestant Purchasers in *Connaught* or *Clare* illegally removed and kept out of Possession, to be restored by the Commissioners *pro Tempore*.

CXXXI. Adventurers on the Ordinances of the Years 1643 and 1647, to have no more than the Principal-Money *bona fide* amounts to; and to receive satisfaction for the same as other Adventurers have by this Act, by allotment of so much Land as amounts to satisfie 2 full Third parts of the Principal-Money paid upon the doub-ling Ordinances, and to continue Possession as other Adventurers of 2 full Third parts, in case so much be left in their hands not decreed away by the Commissioners.

CXXXII. Books to be made of the Portion allotted to each Adventurer or Soldier, &c. towards their 2 full Third parts; and of the several Augmentations of every Arch-Bishoprick or Bishoprick, the Allotment of Glebes, and the Provision made for the Colledge of *Dublin*, the maintenance of the Fort at *Duncannon*, and the Corporation of *Bandon-Bridge*, and upon Certificate under the Commissioners Hands and Seals, or the major part of them, of the Lands allotted, &c. Letters Patents to be past under the Great Seal of *Ireland*, without any further Warrant from the King: And that all Letters Patents Granted by vertue of this Act, are Confirmed to the Patentees against the King, and against all others, and discharged of all Estates and Demands, but not to discharge any Quit-Rents reserved by the former Act, being behind and unpaid, nor that part and proportion of the 300000 Pounds herein after mentioned, and intended to be raised; nor the mean Profits received of Lands set out for



English Arrears, or in satisfying any Titles not satisfyable by this or the former Act; nor to discharge any Sums of Money which persons Transplanted into *Connaught* received upon the Sale of their Estates, and yet have since been restored to their former Estates, or some part thereof. If the Letters Patents upon the Certificates as aforesaid be delayed by the Officers (upon tender of their Fees) above 6 Months space, that then the said Parties wanting such Letters Patents, shall enjoy the Lands allotted as fully and amply to all intents, as if Letters Patents thereof had been Granted: And several persons (if they desire it) may pass their Lands in one and the same Letters Patents.

**CXXXIII.** Where Lands decreed by the former Act to any towards their 2 full Third parts, are incumbered, the Commissioners for execution of this Act, to allot so much other Forfeited Lands as to satisfy for the Incumbrance: and where Securities for Money have been allowed by the Decrees of the Commissioners of the former Act, where-with the Lands set out to any Adventurer, &c. may be incumbered, all Interest thereupon due before the 29 of *May*, 1660, to be discharged; but Interest received not to be repaid from and after the said day unto the time of the said Decrees: and no more Interest to be paid for any Monies due upon the said Security than after the rate of 40 Shillings *per Centum* for one Year, and from the time of the Decrees full Interest to be paid: And that Lands be set out in satisfaction of what remains due after such abatement made as aforesaid, according to the rate of 8 years Purchase to such persons prejudiced by such Incumbrances, by having their Lands liable thereunto, or by their buying in of the Lands. And such Adventurers, &c. as were in possession of any Lands or Tenements upon the 7 day of *May*, 1659, set out, or reputed to be held towards satisfaction of any Adventurers Arrears; in such cases no Proof of the mean Conveyances or Assignments to be required, but Possession to be a sufficient Evidence; or unless the same Lands

Lands have been likewise claimed by some other Adventurers, &c.

CXXXIV. Upon Information made to the Lord Lieutenant, &c. and Council, of any concealments by false Admeasurement; they to cause a new Survey to be made of the Parcels and Lots wherein such false Admeasurement is pretended, according to the Rules prescribed by this Act; and such Information to be given within 3 Months after the passing of this Act, and the new Survey or Admeasurement to be finished and perfected within 9 Months next after the passing of this Act.

CXXXV. Where the Estate in any Messuages, Lands, &c. recovered by an Irish Claimant, by Decree confirmed is not greater than for Life, the Commissioners to give the persons against whom such Decree has been made, their Election to take the Reversion in Fee of such Lands upon the determination of the Life Estate, in lieu of their 2 Third parts for the same, or to have their 2 full Third parts set out to them presently out of some other Forfeited Lands, and to have Certificates from the Commissioners in order to their passing Letters Patents either way according to their Election. And where the Irish Claimant's Estate is such in remainder or reversion as leaves unto the persons against whom the Decree hath been made an Estate for Life of some other person only, there to have their Election whether they chuse to continue the possession of the whole Land during such Life, and accept it in satisfaction of one of the Third parts; or they'd rather have their 2 full Third parts set out presently out of other Forfeited Lands, and relinquish their Possession for Life, and the Commissioners to give Certificates for Letters Patents accordingly.

CXXXVI. The Commissioners with all convenient speed to set out to the Arch Bishops and Bishops in the said former Act, (in that case named) and to their Successors for ever, such Augmentations and Allowances, and  
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out of such Lands as were formerly held or reputed so, in Fee-Farm of any Arch-Bishop, Bishop, Dean, Dean and Chapter, or other Ecclesiastical Person in his or their Politick Capacity, under the reservation of any Chiefry, Rent, or other Duty or Service, in such way as by the said former Act is appointed; provided that where Lands disposable by this or the former Act, have been Given and Granted to any such Arch-Bishop or Bishop, and their Successors, by vertue of any Letters Patents under the Great Seal of *Ireland*, bearing date since the passing of the said former Act towards such Augmentations. And if upon Survey and Valuation the said Lands appear not to exceed the value of such Augmentations as were intended them by the former Act, then they and their Successors to hold and enjoy the same according to the Tenor of their Letters Patents; and the same to be of the like force as other Letters Patents Granted to Adventurers or Soldiers by vertue of this Act are or ought to be. But if the Lands so Granted exceed the value of such Augmentations as were intended them by the said former Act, then the Commissioners to cause such Retrenchment of the said overplus to be made as may leave them their due Augmentations, with as much convenience and contiguity as may be; and the Lands so left to be held by them and their Successors as fully and amply as they might have been in case the Lands Granted had not exceeded the value, and the said Letters Patents as to such overplus to be retrenched by the Commissioners as aforesaid, to be null and void; and the Retrenched Lands to remain in the King, to the uses of this Act. And if the Lands so Granted fall short of the value of such Augmentation, the Commissioners to cause the same to be made up out of such Lands, and in such way and manner as by the said former Act is directed.

**CXXXVII.** So many Acres of Land to be set out by the Commissioners as may endow all and every the Parochial Churches in this Kingdom with 10 Acres of Glebe



at the least, except such Parochial Churches as are endowed with the like or a greater quantity of Glebe already; and the same to be so allotted as may be most contiguous and convenient for them: In which Provision Parishes united and to be united, by vertue of the Act of Parliament for real Union and Division of Parishes, &c. are to be understood but as one Parish; and Parishes within great Cities and Walled Towns are not at all intended to be comprehended. And the like care both for contiguity and conveniency is to be had in the setting out of the Augmentations of the several Arch-Bishops and Bishops not already provided for as aforesaid, as far as may be; and upon Certificate made by the Commissioners to the Lord Lieutenant, or other Chief, &c. and Council, if they approve thereof, then the Lands so set out, declared to be Vested and Settled in the several and respective Arch-Bishops, Bishops, and Incumbents of Parochial Churches, and their Successors for ever; and Letters Patents thereof to be passed by them and their Successors, as is directed in case of Adventurers, &c. and to be of like effect, subject nevertheless to the Quit-Rents hereafter mentioned. And the Lands held in Fee-Farm, &c. as aforesaid, and the several Improvements, Vested in the King to remain and continue in the possession of the several Arch-Bishops, Bishops, and other Incumbents, until their Augmentations and Glebes be set out and satisfied, as aforesaid; and after that to be Vested in the King to such Uses as are Limited by this Act. And all Improvements and Appropriate Tythes Vested in the King, and by the said former Act Settled in the present and future Incumbents and their Successors, shall remain so, subject nevertheless to such Reservations, Provisoes, &c. as by the said former Act they are made subject to; so that the matters and things to be done within 2 Years after the passing of that Act, be likewise done within the space of 2 Years from and after the passing of this Act.

CXXXVIII. All Grants and Conveyances to be made by any Arch-Bishop or Bishop of any Mannors, Lands, &c. Settled upon him and his Successors as an Augmentation of his Revenue, as aforesaid, other than for 21 Years or 3 Lives, from such time as any such Lease, Grant or Assurance shall begin, and whereon the full moiety of the yearly Value and improved Rent as the same are worth to be Lett, shall be reserved and payable during the said Term of 21 Years, shall be utterly void.

CXXXIX. The Commissioners to set out so many more Acres of profitable Land as may secure a yearly Rent Charge of 300 Pound *per Annum*, to be Issuing out of the same, to be a perpetual Revenue for the support and maintenance of the Provost of *Trinity Colledge* near *Dublin*, and his Successors, in such way and manner as the Lord Lieutenant, &c. and Council shall direct. And so many Acres of like yearly Value of 300 Pounds *per Annum* towards the support and maintenance of the Fort of *Duncannon*, to be Settled as aforesaid; and in this case the Rules of Contiguity need not to be observed, but care to be taken of the Value intended to be secured. The Commissioners also to set out so many Acres as may be of the yearly Value of 100 Pounds, to be a perpetual Revenue for the Corporation of *Brandon-Bridge*, and their Successors, to be Granted to them by Letters Patents in such manner as aforesaid. And if Lands for that purpose have been set out, then the Commissioners to cause them to be valued, and to retrench what exceeds 100 Pounds *per Annum*: and if the whole fall short of the Value, to cause the same to be supplied by further Allotments as aforesaid.

CXL. The Protestant Commissioned Officers in Service here for the King or his Royal Father before the 5 of *May*, 1649, and not excluded by the former Act; and all others intended thereby to be equally and together satisfied with them out of the same Security, who received no Lands or Money for their Service; and also *John Bartlet*, and the  
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Heirs of *Thomas Bartlet*, to enjoy and be continued and confirmed in the Messuages and Lands not decreed from them by the Commissioners of the said former Act, and in the benefits arising from the redemption of Mortgages, and all other benefits accruing by the said former Act, other than the Years Rent and Year and halfe Rent therein mentioned. These words (the benefits arising, &c.) to be intended of all benefits of that nature which on the 22 day of *October*, 1641, or at any time since, were belonging to any Irish Papist or Roman Catholick declared Innocent by the Commissioners of the former Act: And if any of the Houses or Lands aforesaid are or shall be Settled upon any other persons, then the said Commissioned Officers to be reprimed by other Lands, &c. but subject to the Quit-Rents of 18 Pence *per Annum*, to be paid to the King, His Heirs and Successors, for every 20 Shillings which any House, Orchard or Garden-Plott, within the Security aforesaid, is worth to be Lett: Saving nevertheless to all Arch-Bishops, Bishops, and Ministers of the Church, such Right, Benefit and Advantage of, in and to the Forfeited Houses in Cities, Walled Towns and Corporations, as by the said former Act is given; the said Houses to be set out by the Commissioners of this Act.

**CXLI.** The House chosen by *John* Lord Bishop of *Limerick* in the City of *Limerick*, and set out to him for 7 Years according to the Act of Settlement, together with that small waste Plott of Ground and 2 ruinous Tenements thereon, which he Rents at 20 Shillings *per Annum*, lying on the Back-side of the said Dwelling House, equal with the Front thereof down to the High-way adjoining to the Wall of the City, being from the said Back-side in length 66 Yards, and in breadth 29 Yards, Enacted to be annexed unto the See of *Limerick* for ever, and to be a Mansion-House for the Bishop and his Successors.

**CXLII.** The Benefit and Advantage of all Forfeitures by false Certificates to be applied for the satisfaction of the Officers



Officers who ought to have 12 Shillings and 6 Pence in the Pound until the same be satisfied. And such Officers as shall purchase any Houses or Lands within any Corporation, to give no satisfaction to any persons for their Improvements, who upon Leases or Contracts made before the King's Restauration were bound to make such Improvements, and have enjoyed their full term of Years. But no Papist or Popish Recusant, nor other persons, but such as shall take the Oaths of Allegiance and Supremacy (without the License of the Lord Lieutenant, &c. and Council) shall be admitted to purchase any of the Houses in Corporations from the Commissioners of this Act. And no Commissioned Officer, or other person, to whom any of the Houses within the said Security shall be allotted or hereafter come, shall Grant, Demise, or otherwise dispose them to any Papist or Popish Recusant, or person, refusing the Oaths without License as aforesaid, under pain of Forfeiture of double the value of every such House so conveyed or disposed, to be divided between the King and the Prosecutor, to be recovered by Action of Debt, &c. in any of the 4 Courts of Record at *Dublin*, wherein no Wager of Law, &c. shall be admitted.

CXLIII. The Order of the Council-Board of *Dublin*, Dated the 12 of *January*, 1663, setting down Rules for Stating the Arrears of the Armies in *Ireland* before the 5 of *June*, 1649, is enlarged as to time; and the Commissioners to proceed according to those Rules, and pursuant to them and the Rules of this Act, and not otherwise; saving to *Charles* late Earl of *Montrath*, and his Executors and Assigns, the benefit of 6000 Pounds due for Service before the said day, to be paid out of the Securities aforesaid, equally with any other to be paid their Arrears out of the same. And saving also unto *Edward* Lord Viscount *Conway* and *Kilulta*, the satisfaction of his Arrears, due for his or his Father's Service in *Ireland* before that time, any thing in the Order aforesaid, or in this Act to the contrary notwithstanding.

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CXLIV. *Wentworth* Earl of *Roscommon* and *Roger* Earl of *Orrery*, their Heirs and Assigns, in the setting forth of the Security for the Arrears of the Commissioned Officers aforesaid, to have the Preference and *primier* Satisfaction of 50000 Pounds of their own personal Arrears, or other Arrears purchased by them, out of the Forfeited Houses and Lands, &c. in the City, Suburbs, and Liberty of *Limerick*, at the rate of 8 Years Purchase, as they be really and *bona fide* worth; and the Commissioners to give such Certificate as necessary for the passing of Letters Patents according to the Rules of this Act.

CXLV. Protestant Purchasers of Lands before the 1 of *September*, 1663, in the Province of *Connaught* or County of *Clare*, from any Transplanted or Transplantable Person, to be continued and confirmed in 2 such Third parts thereof in their Possession, as by the Commissioners of this Act shall be allotted to them; and to hold the same free and discharged from all Claims and Demands, as fully as any Adventurer or Soldier ought to enjoy their 2 full Third parts herein before expressed, and be enabled to demand Letters Patents thereof. And if any part of their Lands so purchased, and to be Settled in them, be decreed to any other person, then the Commissioners to set out and allot the person prejudiced so much other Forfeited Land as may be equal in quantity of Acres to 2 Third parts of the Lands so evicted or restored. And no persons who by the said former Act of Settlement are Intitled to Reprizals, for or in respect of some Possession quitted by them, shall be enabled to demand or have Reprizals further than what will amount to their full 2 Third parts aforesaid (the Duke of *York*, Duke of *Albermarle*, and such others herein after mentioned, according to the Provision therein after made only excepted) And no Adventurer or Soldier, who before any Decree of Innocence made by the Commissioners of the said Act, did compound or agree with

with any Irish Claimant whose Claim was then depending before the said Commissioners, shall be admitted to have his 2 Third parts, or any other satisfaction for that part of his Estate which he so compounded or agreed for.

CXLVI. All the Lands Confirmed and Settled as aforesaid, (and not particularly by plain and exprefs words excepted from Quit-Rents in the same Clause) shall be subject and lyable to such Quit-Rents to be paid to the King, His Heirs and Successors, as in the former Act is directed ; saving only that the Lands in the Province of *Ulster*, which by the former Act were charged with one penny the Acre Quit-Rent, shall from henceforth be 2 pence the Acre Quit-Rent. And such Order of Council as shall be made at any time during the space of 3 Years after the passing of this Act, to make Abatement, or moderate any Quit-Rents, and Enrolled in the Court of Exchequer, shall be as good as if the same had been Enacted by these Presents.

CXLVII. The Years Rent chargeable upon all the Lands in *Ireland*, belonging to any Popish Recusant, Adventurer, &c. (except the Lands Settled by *Erasmus Smith*, to any Pious or Charitable Uses) to be paid in 2 equal Payments in two Years time ; and persons making default by the space of 20 days, to pay double. And if the Moneys to be raised shall fall short of the Sum of 300000 Pounds *Sterling*, then the Lord Lieutenant, &c. and Council, to Assess upon all the Lands in *Ireland* so much more Money as will make up the said Sum ; and the Vice-Treasurer to pay out of the same to the King the Sum of 50000 Pounds. And also unto such Commissioned Officers as the Commissioners of this Act under their Hands and Seals, or under the Hands and Seals of the major part of them direct, until the whole Sum of 100000 Pounds be fully satisfied and paid. And the King by His Declaration having Intituled the Duke of *Ormonde* and his Dutcheffs to great quantities of Forfeited Lands : which if extended to the utmost, would



would greatly hinder the Settlement intended: Enacted therefore that 50000 Pounds *Sterling* be paid out of the Moneys aforesaid, unto the said Duke of *Ormonde*, in lieu of such Forfeited Lands. And the said Duke of *Ormonde* to hold and enjoy to him and his Heirs in full satisfaction and discharge of his Arrears as Commissioned Officer, all and singular the Forfeited Houses and Lands in the City of *Kilkenny*, and in the several Towns of *Clonmel*, *Carrick*, *Callin* and *Inishoge*, *Traly* and *Dingle*, and in the Suburbs and Liberties of the said City and Towns (other than what hath been given out to Adventurers and Soldiers, and by them, their Heirs or Assigns, were possessed upon the 7 day of *May*, 1659) he the said Duke paying to the King, His Heirs and Successors, yearly for ever out of the same, 1 Shilling and 6 Pence out of every 20 Shillings yearly Rent, which shall be had or answered out of the said Houses or Teneiments. And the said Vice-Treasurer to Issue out and pay the whole residue of the said 300000 Pounds, unto such person or persons as the King already or hereafter shall appoint, as a reward of their Eminent Services and Sufferings for Him and His Royal Father.

CXLVIII. The Lands of the Regicides in the former Act named, which by the said Act were or ought to be Vested in *James Duke of York* (other than the Lands Granted to *James Duke of Ormonde* and the Lady Dutches his Wife, or either of them, by this and the said former Act: and other than the Lands Granted to *Michael* now Lord Arch-Bishop of *Dublin*, and heretofore Lord Bishop of *Cork*; and the Lands Granted to *Francis Lord Aungier*: and other than the Lands Granted to Sir *George Lane* before, and Confirmed in and by the said former Act: and other than the Lands Settled upon *Hervies Hunck*, by the said former Act: which shall remain to them, their Heirs and Assigns accordingly: and other than the Lands which have been decreed away by the Commissioners for Execution of the late Act) shall be and continue Vested in his Royal Highness

and his Heirs as fully and amply as by the said former Act is mentioned, discharged of all Rents and Services by this or the former Act reserved, but subject to the same in case he or his Heirs shall Alien or Demise the same otherwise than for Lives or Years, reserving the full Moyety of the Improved Rent. And where any of the said Lands have been Evicted or Recovered from him, to have the like quantity of Forfeited Lands in the Counties of *Dublin, Louth, Kildare and Cork*, or some of them if it may be, or otherwise elsewhere. The Deficiencies of other persons whose Estates are Vested in the said Duke, and Moneys lent for Provisions, &c. to be satisfied out of other Forfeited Lands and Houses for that purpose; saving always to *Arthur* Earl of *Anglesey* such Title to such part of the Premises as he hath by vertue of the said former Act or this, or by vertue of an Indenture of Lease made between the said Duke and the said Earl.

CXLIX. This Act not to be prejudicial to *George* Duke of *Albermarle*, his Heirs or Assigns, of, in or to any Lands, &c. accruing to him or them; and that the Ferry at *Wexford*, with all the Profits thereof, be Vested and Settled in him and them: and he and they to have set out and allotted so much Lands in the County of *Wexford*, held in Custodiam of the King by Sir *Richard Clifton*, Knight, as may be equal in quantity and profitable Acres to what has been Decreed and Evicted from him, and in value to such Incumbrance as has been satisfied by him.

CL. *Thomas* Earl of *Southampton*, *Anthony* Lord *Ashley*, Sir *Orlando Bridgman*, Knight and Barronet, and Sir *Henry Vernon*, Knight and Barronet, to have and enjoy unto them, their Heirs and Assigns, the Castle, Mannor and Abbey of *Eniscorthy* in the County of *Wexford*, and all the Mannors, Towns, &c. late of *Robert Wallop*, called *Kilbeg, Cloine, Trumalaw, and Effernock*, in the said County of *Wexford*; and all other his Lands, &c. in the said County. And all Houses, Tythes, &c. late of the said

*Robert*

*Robert Wallop*, yearly arising or happening within the Towns, &c. and Tythable places of *St. Margaret*, *St. Ivern*, *Isbartenon*, *Kilmore*, *Killame*, *St. Peters*, *Caryck*, *Killoryn*, *Ballysonon*, *Bullmallden*, *Killish*, *Ardswan*, and *Ard-Colme*, *Kilmallock*, *St. Nicholas*, *Takillin*, *Skreen*, *Kilbish*, *Balmistrane*, *Selsker*, and *St. Toolirek*; and all that Priory or Rectory and Church Improprite of *Selsker*, in the County of *Wexford*; and also all his Estate whatsoever in *Ireland*, Granted to them by the King's Letters Patents under His Great Seal of *England*, bearing Date the 26 day of *September*, in the 13 Year of His Reign. And that the same Premises be Vested and Settled in them as fully as if the said Letters Patents had been good and effectual in the Law, any thing in this or the former Act to the contrary hereof in any wise notwithstanding.

CLII. *Sir Maurice Eustace*, Knight, late Lord Chancellor of *Ireland*, *Arthur Earl of Essex*, *Roger Earl of Orrery*, *Charles* late Earl of *Montrath*, *Richard* Lord Baron of *Colony*, *Michael* late Lord Bishop of *Cork*, now Lord Chancellor of *Ireland* and Lord Arch-Bishop of *Dublin*, *John* Lord Viscount *Massareen*, *Mark* Lord Viscount *Dunannon*, *Robert Boyle*, Esq, *Sir Arthur Forbes*, Major *George Rawden*, now *Sir George Rawden*, Barronet, and the Relict and Heits of *Sir Simon Harcourt*, and the Relict and Children of *Colonel George Cook*, and the Orphans of *Colonel Owen O'Conelly*, *Sir George Lane*, *Sir James Waynes*, *Sir George Aseough*, *Sir Theophilus Jones*, *Sir Walter Plunket*, *Sir George Preston*, *Sir John Bellow*, *Sir Martin Noel*, *Sir St. John Brothrick*, *William Legg*, Esq, *Edward Vernon*, Esq, *Robert Southwell*, Esq, Captain *William Hamilton*, *Maurice Keating*, Esq, *Erasmus Smith*, Esq, *Susanna Bastwick* and her Children, *Sir William Petty*, and all others particularly provided for in the said former Act, and not particularly mentioned in this present Act, and other special Provisions made for them, to have and enjoy all the Lands, &c. In and by the said former Act Granted, Dispo-



sed and Confirmed to them (and not decreed away by such Decrees as are herein confirmed) and all other the benefits of this Act, and by the said former Act relating to them. And Sir *William Penn*, his Heirs and Assigns, to hold and enjoy all the Lands in the County of *Cork*, whereof he or his under Tenants was upon the 1 day of *May*, 1664, in Possession as Tenant to the King: and if the same fall short of 1000 Pounds *per Annum*, above all Quit-Rents and Reprizes, then the Commissioners of this Act to set out as much other Forfeited Lands to him as may make up the same to that full clear yearly Value; and if the Lands he shall hold at the time aforesaid exceed that Value, over and above all Quit-Rents, &c. then he, his Heirs and Assigns to reconvey to the King, His Heirs and Successors, so much thereof (as by the Commissioners shall be declared, or by Inquisition to be taken within 2 years after the Royal Assent given to this Bill) shall be found to be over and above the yearly Value of 1000 Pounds *per Annum*, as aforesaid.

CLII. The Earl of *Clanrickard*, Earl of *Castlehaven*, *Murrough* Earl of *Inchiqueen*, the Earl of *Clancarthy*, Lord Viscount *Dillon*, *Simon Luttrell*, *Dudley Bagnell*, Esqrs, *Henry Bagnell*, *Catherine Corbet*, *Theobald Purcell*, Esq; and such others who are particularly mentioned in the said former Act, to be restored to their Estates, and therein and thereby are restored, shall stand and continue restored to, and Vested in such their Estates as did truly and without fraud upon the 22 day of *October*, 1641, belong to, and were enjoyed by them or their Ancestors or Heirs. And the said persons who claim any benefit by the Clauses aforesaid, shall make out their Title before the Commissioners of this Act, within such time as they shall appoint; and take out Decrees for so much as shall be allowed upon their Claims, or in default thereof, to Forfeit 2 years Value of the Lands in their Possession, one Moyety to the King, and the other to the Informer.

CLIII. *Thomas Piggott, Esq; and Matthew Lock, Esq;* shall have and enjoy to them and their Heirs 2 full Third parts of the Lands in *West-Meath*, Settled on them by the said former Act.

CLIV. Persons having Decrees, if found in 2 years time to have more Lands than they were possessed of in 1641 (unless they within 3 Months after the sitting of the Commissioners surrender the Possession so unduly retained) to Forfeit double the value thereof, one Third part to the King, and 2 parts of the said Forfeiture to him or them that will Sue for the same in any of the 4 Courts of Record at *Dublin*, by Action of Debt, &c. and no Wager of Law, &c. to be allowed.

CLV. All the Clauses in the said former Act contained, and not herein altered, explained or repealed, and which will consist with the Execution of this Act, shall remain and be of such like Force as they were before the passing of this Act: And all other Clauses which will not consist with the effectual Execution of this Act, shall stand and be Repealed. And all Clauses in either of the Acts (so far as the same remain in Force) shall be expounded in all Courts and places wheresoever, most beneficial for Settling the persons Estates and Interests of Protestants, who are principally by these Presents to be Settled and Secured.

CLVI. Decrees of the said former Act whereby any Protestants have been declared Innocent, are absolutely confirmed: and Decrees for Papists Innocency (if taken out within 3 Months after the first sitting of the Commissioners) are absolutely confirmed, with some Exceptions (if made within certain times then shortly following) but such persons declared Innocent, and to whom any Lands have been restored and decreed by the Commissioners, shall not be permitted to sue or prosecute the persons against whom such Decree was made, concerning any Mesne Profits of the Lands so, as aforesaid, decreed either in Law or Equity. And no Decree wherein any person or persons

have been declared Innocent *Quo ad hoc*, shall give them any Title by vertue of any such Decree, to enter upon or enjoy any more or other Lands, than what were particularly mentioned in such Decrees.

CLVII. The Decree whereby *Oliver Earl of Tyrconnel* hath been declared to be Innocent, is hereby declared null and void; and Enacted that he shall hold to him and his Heirs the Lands in *Cappock* in the County of *Dublin*, and *Hanlston* and *Ashronan* in the County of *Meath*, Mortgaged by the Lord Viscount *Fitz-Williams* his Father, and Forfeited to the King: And that the King's Letters Patents under the Great Seal of *England*, bearing Date the 8 of *June*, in the 16 Year of His Reign, containing the Earl's Pardon, and a Clause of Restitution of all his Lands shall be confirmed, and shall be held and enjoyed accordingly, subject to Quit-Rents, as aforesaid.

CLVIII. No Lands whereof the Provost, Fellows and Scholars of the Colledge of the Holy and undivided Trinity of Queen *Elizabeth* near *Dublin*, were Seized in Fee in the Year 1641, and are now in their actual Possession; nor any Lands held by vertue of any Grant, Lease or Fee-Farm, from them, and Forfeited to the King, shall be disposed by vertue of this or the former Act, but that the same remain and be in the said Provost, &c. and their Successors for ever; subject nevertheless to the Payment of such Quit-Rents for the same, as Adventurers and Soldiers by vertue of this or the former Act ought to pay.

CLIX. All Letters Patents of any Lands Titles of Honour, or any Annuity, Pension or Office within this Kingdom not Enrolled, shall be Enrolled in the Chancery of *Ireland* within 2 Years next after the Royal Assent to this Bill given, under pain of Forfeiture of 2 years value of any Lands, &c. whereof the Patents shall not be Enrolled as aforesaid, one Moyety to the King, His Heirs and Successors, and the other to the Prosecutor to be recovered in any Court of Record, wherein no Effoyn, &c. shall be allowed.

And



And persons having any Patents touching any Titles of Honour or Dignity offending herein, to Forfeit 100 Pounds *Sterling*, to be divided and recovered as aforesaid.

CLX. All Letters Patents to be Granted of any Titles of Honour, Offices or Lands, shall contain in them a Clause requiring the Patentees to cause the same to be Enrolled in the Chancery of *Ireland*, within a time therein to be Limited; and all Letters Patents wherein such Clause shall be omitted, are declared to be utterly void, and of none effect. But nothing in this or the former Act contained shall extend to prejudice or alter the Right or Title which *Elizabeth* Countess of *Guilford* hath to the Mannors, Castles, Towns, &c. in the County of *Cork* as her Joynture or Dower, as the Relict of the late Viscount *Kynalmeaky*, but that she may possess the same.

CLXI. *Charles* Lord Viscount *Fitz-Harding* shall hold and enjoy to him and his Heirs, all the Lands lately Granted unto *Charles* late Viscount *Fitz-Harding* (afterwards Earl of *Falmouth*) and his Heirs, by Letters Patents under the Great Seal of *Ireland*. Provided if the King at any time within the space of 2 years, pay to the said Viscount *Fitz-Harding* his Heirs or Assigns, the Sum of 20000 Pounds, then all the said Lands so Granted to return to and remain in the King, His Heirs and Successors, to the uses of this Act; and that until the whole Sum aforesaid shall be paid and satisfied as aforesaid, the Lord Viscount *Fitz-Harding* to retain and keep the Possession thereof, and receive the Profits to his own Use without any Account to be therefore made.

CLXII. *Henry* Lord *Arlington* to hold and enjoy to him and his Heirs, all the Messuages, Lands, &c. whereof *Lewis* Lord Viscount *Clanmalira*, or any in Trust for him, was Seized or Possessed the 22 day of *October*, 1641, Granted to the said Lord *Arlington* by Letters Patents, bearing Date the 5 of *November* in the 14 Year of the King: and the said Letters Patents are confirmed, and the Adventurers and Soldiers to be removed for his peaceable Possession,

to be satisfied their full 2 Third parts in like manner, and with other Adventurers and Soldiers. The said Lord *Ar-  
lington*, his Heirs and Assigns, before the first day of *January*  
next ensuing, to assure unto *Francis* Lord *Aungier*, his  
Heirs and Assigns, so much of the Premises (as *Arthur*  
Earl of *Anglesey* and *Roger* Earl of *Orrery*, or the Survivor  
of them, shall by any Writing under his or their Hands and  
Seals before that time to be made) declare and appoint, in  
lieu and recompence of the Estate of the said Lord *Aungier*,  
of and in the Premises, and in default thereof, he to hold  
and enjoy to him and his Heirs the Lands in his Possession,  
and to which he stands Intitled by the said former Act, ac-  
cording to the Tenor thereof.

**CLXIII** Sir *John Percivall*, Barronet, appointed Regi-  
ster to the Commissioners during his Life, and to take care  
of all publick Papers, Books, Writings and Records, &c.  
and all persons formerly concerned, to deliver their Papers  
to him, and the Lord Lieutenant, &c. and Council, to  
send for any persons suspected to have any Books, &c. and  
to examine them upon Oath, and commit them to Prison  
in case of refusal to deliver them up. And the said Sir  
*John* himself, or his Deputy (for whom he will answer)  
from time to time to attend the Commissioners, to Enter,  
Register, Draw up, &c. all Warrants, Orders, Decrees,  
&c. and to act and do, or cause to be acted and done, all  
things concerning the said Office of Register, as fully as  
any Register to the Commissioners for Execution of the  
said former Act did or ought to have done, he and they  
taking such Fees only, and no other, as by the Lord Lieu-  
tenant, &c. shall be held reasonable. And yearly every  
Year during the Execution of this and the former Act to  
account for and pay to the said Lord Lieutenant, &c.  
one Third part of the clear Annual Profits of the said Office  
(necessary Charges first deducted) and the Lord Lieutenant,  
&c. to cause the same to be Issued out and paid from time  
to time to such person or persons as the King shall appoint

and

and the Lord Lieutenant's, &c. Acquittance to be his Discharge for so much as is therein contained. And the Commissioners to administer an Oath (set down in this Act) to him, and all others to be employed in any Ministerial Office, for the true performance thereof.

**CLXIV.** During the space of 7 years from the 1 of May, 1665, the Lord Lieutenant, &c. and Council Impowered to make Rules and Orders for the better Planting the Lands Vested in the King with Protestants; and the same to abide in Force for so long time as shall be therein limited and appointed. And also for the space of 7 years from the 29 day of September, 1665, to make the like Rules and Orders for the better regulating of all Cities, Walled Towns and Corporations, both new and old, and to inflict such Penalties for the breach thereof as they think fit, so as the same do not exceed further than to the Removal and Disfranchisement of the Offenders, and the same to be of Force as aforesaid, for such time as shall be therein limited and appointed.

**CLXV.** The 49 Officers and Soldiers, and Connaught Purchasers, to pay such Sums of Money as *Arthur Earl of Anglesey*, *Roger Earl of Orrery*, the Lord Viscount *Conway*, Lord *Kingston*, Sir *John Skeffington*, Barronet, Sir *Thomas Clarges*, Knight, Sir *Thomas Stanley*, Knight, Sir *Richard Kerle*, Sir *William Petty*, Doctor *Robert Gorges*, *Henry Nicholl*, *John Brett* and *Miles Corbet*, Esqrs. or any three or more of them, meeting at *Dublin* the first *Thursday* in *Hilary Term*, 1665, or any other Term after, at the 4 Courts in *Dublin*, between 2 and 5 of the Clock in the Afternoon, shall think fit, and Asses not exceeding 2 Pence every profitable Acre confirmed to them and in their Possessions, or at any time after to be confirmed, the same to be paid to the Receivers herein after mentioned, to be disposed by them, or any 3 or more of them, for the better furtherance and management of their common Interest, and not otherwise; and for default of Payment, double the Sum charged,



to be levied by Distress and Sale of the Refusers Goods and Chattels.

CLXVI. The Lands settled upon *Erasmus Smith*, Esq; for Pious Uses, not to be allotted to any Adventurer or Soldier; and if any of them have been Evicted or charged by any Decrees confirmed by this Act; then the Commissioners to cause a like quantity of Forfeited and profitable Acres to be set out in the County of *Louth*, (if so much may be found there) or otherwise elsewhere for the same Pious Uses as may be sufficient to recompence the loss thereof. And such Lands in the County of *Tipperary*, given by Letters Patents to Sir *John Stephens*, to which the said *Erasmus Smith* claims Title as an Adventurer, if the Commissioners upon Examination find that he had the same in Possession upon the 7 day of *May*, 1659, as an Adventurer, then the same to be restored to him, and he enabled to Sue for the mean Profits: but if it be found the Lands were not so held by him, but that the same were concealed, then the same to be decreed to the said Sir *John Stephens*; and such Decree as shall be made touching the Premises, to be binding to both Parties.

CLXVII. For the Debentures purchased by *William Montgomery* of *Rosemount* in the County of *Down*, Esq; the Commissioners to set out to him so much Forfeited Lands as may be sufficient to satisfy the same according to such Rules and Proportions as any other like Debentures ought by the Rules of this Act to be satisfied.

CLXVIII. Colonel *John Fitz-Patrick* of *Castletown* in *Queen's-County*, confirmed in his Estate, and restored unto and Vested in him and his Heirs, by a certain Clause in the said former Act.

CLXIX. *Theobald* Earl of *Carlingsford* confirmed in the Lands and Tenements Granted to him by the said former Act, any Retrenchment, Change, or other Alteration thereof, made by the Lord Lieutenant and Council of *Ireland*, and

and any Clause in the said former Act, or this present Act, to the contrary thereof notwithstanding.

CLXX. Sir *Richard Ingoldsby*, Knight of the Bath, and Sir *Henry Ingoldsby*, Barronet, to hold and enjoy to them and their Heirs, all the Lands within and contiguous to the Mile-Line in the County of *Clare*, set out to them in satisfaction of 1515 Pounds, 11 Shillings and 2 Pence, with their Houses and Gardens in *Limerick*, and Lands in their Possession on the 7 day of *May*, 1659, such part of the Premises only excepted as have been decreed away by the Commissioners of the former Act.

CLXXI. The Arrears due to *Henry Finch* late of *London-Derry*, Deceased, to be stated and cast up by the Commissioners of this Act; and to be paid to *William Finch* and *Henry Finch*, his Sons and Administrators, before any Distribution made to such Commissioned Officers as served before the 5 of *June*, 1649.

CLXXII. The Commissioners of this Act (before any distribution made to the Officers that served as aforesaid) to cast up and state the Arrears which were due to *David* late Earl of *Barrymore*, *James Barry*, *Admonsbam Muschamp*, Lieutenant Colonel *George Keith*, Captain *John Annesly*, Major *John Symmes*, Colonel *Robert Broughton*, *Joshuah Cooper* and Sir *Michael Woodhouse*, for their Service in *Ireland*, and after the stating thereof, *Alice Countess Dowager of Barrymore*, *Denny Muschamp*, Esq; Sir *Alexander Keith*, Captain *John Annesly*, *Margery Symmes*, Widow, Colonel *Robert Broughton*, Widow *Cooper* and *Horatio Woodhouse*, to be respectively satisfied and paid for the Arrears they are Intitled unto.

CLXXIII. The Lady *Mabell Tint*, Relict of Sir *Henry Tint*, to hold and enjoy the Lands and Barony of *Imokelly*, in the County of *Cork*, (Granted by Letters Patents to her Husband) for her life; and after her Decease to be held by the Son and Heir of the said Sir *Henry Tint*, and his Heirs, during the Estate Granted: And upon Eviction of any of the

the said Lands, the Lord Lieutenant, &c. and Council, to order such defalcation of the Rent reserved by the said Letters Patents as they think fit; and the same being Enrolled in the Exchequer, to be as effectual as if it had been Enacted by these Presents.

CLXXIV. *Francis Lye* of *Rathbridge*, Esq. Son of *John Lye* Deceased, to hold and enjoy to him and his Heirs, all the Lands in the County of *Kildare*, or elsewhere in the Kingdom of *Ireland*, Granted by Letters Patents under the Great Seal of *Ireland*, Dated the 20 of *May*, in the 15 Year of the King's Reign (and not since decreed away by the Commissioners of the said former Act) in as ample manner as in and by the said Letters Patents is mentioned.

CLXXV. The Commissioners to set out unto *Edward Smith*, Esq. Sir *Courtney Pool*, Barronet, and other the persons Intituled to the Lands of *Nicholas* Lord Viscount *Nettervill*, their severall and respective 2 Third parts, which by the Rules of this Act they ought to have; and then to restore the said Lord Viscount unto the Possession of all the Mannors, Castles, Lands, &c. in the Kingdom of *Ireland*, which his deceased Father or Grandfather, or any others (from whom he can derive any Title) held and enjoyed on the 22 day of *October*, 1641, Rectories and Parsonages Impropriated, and Appropriate Tythes excepted.) And the said Viscount to hold the same according to such Title as he ought to have had in the same, in case he had been adjudged Innocent, and no other. And he is also restored in Blood to all intents and purposes, the Right of others which they had on the day aforesaid, on any time since (other than the King, His Heirs and Successors, and those claiming under them, and other than such whose Right is particularly mentioned to be barred and excluded) is saved by this Act.

CLXXVI. The Clause in the said former Act to abate the Fractions of odd Pounds, Shillings and Pence, of all Sums of Money, Debentures, &c. and the Fractions of odd Acres, Roods and Perches of Lands set out, &c. is hereby Repealed.

CLXVII. The



**CLXXVII.** The Lord Lieutenant, &c. with any 6 or more of the King's Privy Council, are Impowered to examine how much of the Penny an Acre hath been paid to Sir *William Petty*, Knight, for his Survey, and what remains unpaid; and to give Orders or Warrants for the levying or receiving one Penny an Acre out of all the Lands in the Admeasurement whereof he was employed, set out for Arrears, out of which such Acridge was agreed, or ought in Justice to be paid, and hath not been paid: And he to levy the same by Distress, and Sale of such Distress as shall there be found belonging to the Occupiers of such Lands.

**CLXXVIII.** So much of the Clause in the said former Act as concerns the Preemption of Forfeited Estates and Interests, held of and intermixt with the Earl of *Kildare's* Grant, or appoints the satisfaction of Personal Arrears for Service, to be within the County of *Kildare*, or elsewhere, at the Election of the Earl of *Kildare*, is Repealed. And the Commissioners to set out to *John* Earl of *Kildare*, and his Heirs, so much undisposed Forfeited Lands as shall be of the clear yearly value of 500 Pounds *per Annum*, over and above all Charges, to be as near to his Estate, and as contiguous to the Lordship of *Kilkea* in the County of *Kildare* as can conveniently be done; and after such Allotment the same to be Granted by Letters Patents under the Great Seal of *Ireland*, unto *John* Earl of *Kildare*, and the Heirs Males of his Body, and for want of such Issue, to remain to *Robert Fitz-Gerald*, Esq; his Uncle, and his Heirs Males; and for the default of such Issue, to the right Heirs of *Wentworth* late Earl of *Kildare* for ever, subject nevertheless to the Payment of such Sums of Money with Interest, as upon any Contract made by the said *Wentworth* late Earl of *Kildare*, touching the benefit of the said former Provision have been paid to him, or shall be paid to such Contractors during the Minority of the said *John* Earl of *Kildare*, and to other Charges necessary to be disbursed for the settling and securing the Premises.

**CLXXIX.** Such

**CLXXIX.** Such part of the Estates of *John Fitz-Gerald, John Magill* and *Geoffrey Fauning* (Vested in the King, His Heirs and Successors, by this Act) to be Settled on them and their Heirs respectively, as the Lord Lieutenant, &c. shall think fit.

**CLXXX.** Sir *John Stephens*, Knight, to have and enjoy to him, his Executors and Assigns, all the Lands in the County of *Cork*, belonging to Sir *Brice Coghlan*, possessed by the said Sir *John* by vertue of Letters Patents under the Great Seal or otherwise during such Term; and under such Rents only as therein are expressed, and no other, so as he place upon so much of the Premises as shall be found to be within the Securities set apart for satisfaction of the Commissioned Officers who served before the 5 of June, 1649, so much of the stated Arrears due to such of them which are satisfiable, and no satisfaction given, as the value of the Premises may amount unto.

**CLXXXI.** Moneys due to the King by this or the said former Act, to be paid unto *Arthur* Earl of *Anglesey*, Vice-Treasurer of *Ireland*, to be Issued out and Paid as follows, viz. To *Murrough* Earl of *Inchiquin* 8000 Pounds Sterling, to *John* Lord *Berkeley* 4000 Pounds, to *Charles* Lord Viscount *Fitz-Harding* 2000 Pounds, to *Henry* Coventry, Esq, 2000 Pounds, to Colonel *William* Legg 2000 Pounds, to Colonel *Edward* Villiers 1000 Pounds, to *Elizabeth* Tirrel Wife of Sir *Timothy* Tirrel 3000 Pounds, to Colonel *Marmaduke* Darcy 3000 Pounds, to Sir *Connel* Farrel 2000 Pounds, to Colonel *Daniel* Treswell 1600 Pounds, Sir *William* Armore 500 Pounds, *Nicholas* Baley, Esq, 2000 Pounds, and *Thomas* Lynch 1000 Pounds. And if any more Money shall arise out of the Premises chargeable with the payment of Moneys to the King, than will discharge the said Sums, then the same to remain in the Exchequer at *Dublin*, to be disposed as the King shall direct.

**CLXXXII.** Sir *Charles* Lloyd, Barronet, to have, receive and recover the Rents of the Towns and Lands of

*Shamackone, Garrons, Bury, Garrane, Lisbanacme, Ballifonkin, Ballimoran, Ballinwill*, in the Barony of *Conello* in the County of *Limerick*; and of the 1500 Acres in *Garradeny* in the Barony of *Slewmarrye*, in the *Queen's-County*, allotted to him, remaining in the hands of Tenants, or their Executors or Administrators; and which have grown due since the Lands were allotted as aforesaid.

CLXXXIII. *Sir Richard Bellings*, Knight, to be restored to all the Mannors, Lands, &c. in the Kingdom of *Ireland*, which *Sir Henry Bellings*, Knight, his Grandfather, and *Richard Bellings* his Father, or any in Trust for them, held and enjoyed the 22 day of *October*, 1641; and after such Restauration, the same to be Granted by Letters Patents, and settled and confirmed to him, his Heirs and Assigns, for ever, any cause or thing to the contrary notwithstanding.

CLXXXIV. *John Lord Kingston* to hold and enjoy to him and his Heirs, all the Lands in the said former Act confirmed unto him, (the Lands decreed away by the Commissioners, and the full benefit of Reprizals, and the Lands herein granted and confirmed unto *Charles Lord Viscount Fitz-Harding*, Earl of *Fabmouth*, only excepted) as fully and amply, and with like Priviledges as any Adventurer or Soldier may hold any of their Lands: And shall also hold and enjoy to him and his Heirs, all the Towns, Lands, &c. Granted to him by the King's Letters Patents under the Great Seal of *England*, Dated the 25 of *January* in the 16 Year of His Majesty's Reign, and the said Letters Patents are confirmed. But if the same Lands so Granted exceed the clear yearly Rent of 700 Pounds, and a full Third parts of all the Lands recovered against him by any Decree herein confirmed, then such overplus to be remoyved to such as the Commissioners of this Act shall appoint; but in case the said Lands shall not be sufficient, then the Commissioners, or such other persons as shall be appointed, forthwith to cause to be set out to him, so much more other Lands in the



the Counties of *Cork*, *Limerick* and *Tipperary*, which by virtue of this Act may be retrenched from any Adventurers or Soldiers, nor of other Forfeited Lands within the said Counties, or within the Counties of *Dublin* and *Kildare*, or some of them, as together with the Lands in the said Letters Patents, are of the clear yearly value of 700 Pounds, and as over and above the said yearly Rent are equal in value unto a full Third parts of all the Lands recovered against him by virtue of any Decrees herein confirmed, or that have been delivered up to *William* Lord Viscount *Dunghannon* and others in observance to the King's Letters, and Letters Patents to be granted to him accordingly, saving unto *Charles* Lord Viscount *Fitz-Harding* and his Heirs, such Right and Title as they can claim by virtue of any Letters Patents thereof, granted unto *Charles* Late Lord Viscount *Fitz-Harding*, after Earl of *Falmouth*, by the King, any thing before herein contained to the contrary notwithstanding.

CLXXXV. Sir *John Percival*, Barronet, his Executors, Administrators and Assigns, to hold and enjoy the Town and Lands in *Kinsale*, in the County of *Dublin*, for the Term of 61 Years from the 1 of *May*, 1663, according to the Tenor of a Lease under the Great Seal of *England*, to him thereof made under the Rents, &c. thereby reserved and expressed, any thing in the last precedent Clause, or in this present or any other Act, to the contrary thereof in any wise notwithstanding.

CLXXXVI. Nothing in this Act or the said Letters Patents, shall enable the Lord *Kingsfon*, his Heirs or Assigns, to hold any Mannors, &c. within the Securities of the Commissioned Officers, unless he cause so many Debentures for Arrears due to them (as are satisfiable by the Rules of this Act) and not satisfied in part, to be placed thereupon after the rate of 8 Years purchase, as may be sufficient to purchase the Premises.

CLXXXVII. All the Messuages, Castles, Lands, &c. whereof *Daniel* Lord Viscount *O Bryen* of *Clare*, or his Brother *Tige O Bryen*, Esq; or *Conner O Bryen*, Esq; Son and Heir Apparrant to the said Lord Viscount, or *Murrough O Bryen*, another of his Sons, or any to their use, were upon the 22 day of *October*, 1641, lawfully seized of any Estate of Freehold, or posselt of any Term of Years in being; as also one Stone House in the City of *Limerick* (Impropriations and Appropriate Tythes excepted) to be by the Commissioners placed in the present and actual Possession of *Daniel O Bryen*, Son and Heir Apparent of the said *Conner O Bryen*, his Heirs and Executors; and the Commissioners to grant him such Certificates as may be necessary in order to the passing Letters Patents thereof. And all Adventurers, Soldiers and Officers, who shall be removed on this account, to be satisfied by Allotment of some other Forfeited Lands as may be equal to 2 full Third parts of what they depart from, according to the Rules of this Act.

CLXXXVIII. The Commissioners to restore *James Fleming* of *Staholmock*, Esq; unto all the Lordships, Castles, Lands, &c. whereof he, or any in Trust for him, were seized or possessed the day aforesaid; and after such Restitution, he to hold and enjoy the same to him and his Heirs, any matter or thing to the contrary notwithstanding.

CLXXXIX. Captain *Charles Farrel* also to be restored by the Commissioners to all the Lands, &c. in *Longford*, whereof he or his Father, or any in Trust for them, were seized on at the time aforesaid, or any time since; to hold and enjoy the same to him and his Heirs, subject nevertheless to the Quit-Rents by this and the former Act imposed; and liable to all Statutes, Mortgages and Debts, Charges and other Incumbrances of him or his Father.

CXC. The Commissioners out of such Forfeited Lands as shall remain undisposed, after all the English Interest herein provided for shall be satisfied, then to set out unto *Frances Darcy*, Widow, so much Land as shall be of like

yearly value as the Lands which she formerly held for her Joynture, to be held and enjoyed by her during her life.

**CXCI.** The Sum of 4500 Pounds (due for Service done in *Ireland* before the 5. of *June*, 1649) to *Arthur* Lord Viscount *Ranelagh*, by Debentures stated, to be paid (out of the Securities liable thereunto) unto *Richard* Earl of *Burlington*, *Arthur* Earl of *Anglesey*, *Roger* Earl of *Orrery*, and *Sir John Sheffington*, Barronet, and the Survivors of them. And they and the Survivors of them, and the Heirs of the Survivor, to hold, receive and enjoy to his and their Heirs, all and singular the Mannors, Lands, &c. hereafter to be allotted, or otherwise set out and assigned for the satisfaction of the said 4500 Pounds nevertheless in Trust to and for the only use of *Frances Jones* and *Elizabeth Jones* Daughters of the said Lord Viscount *Ranelagh*, their Executors and Assigns, and to and for no other use, intent or purpose whatsoever.

**CXCII.** Leases, Terms and Estates, which on the 23 of *October*, 1641, did not exceed 3 Lives or 31 Years, and Forfeited and Vested in the King, whereof the next and immediate Reversion or Remainder appertains to any Innocent Protestant, are declared to be determined and void.

**CXCIII.** Nothing in this nor the former Act shall be taken to weaken or make void the Right which *Lawrence Hyde* of *Henton-Dawbney* in the County of *Southampton*, Esq, hath by vertue of any Statute, Staple, Mortgage or otherwise, unto the Towns and Town-Lands of *Ballyhenekhin*, *Knockanammy*, and part of *Chancellor's-Town* in the Barrony of *Iffa* and *Offa*, and the Lands of *Quarter-cross*, Parcel of the Town and Lands of *Clare*, nor unto 2 Acres great Country Measure in *Burden's Grange* in the Barrony of *Middlethird*, in all containing about 800 Acres, lying in the County of *Tipperary*; but that the Commissioners may examine his Title, and make such Order and Decree for him or his Assigns, to hold the same until he or they be fully satisfied the Money due and Interest as they shall think fit.

**CXCIV.** The



**CXCIV.** The Commissioners forthwith to restore unto *Murrough Earl of Inchequin*, and his Heirs, the actual Possession of all the Castles, Lands, &c. which *Colonel Christopher Bryen*, deceased Brother to the said Earl, or any in Trust for him, held and enjoyed the 22 day of *October*, 1641, or any time since (the Lands formerly belonging to him, and in the possession of *Pierce Creagh* excepted) which are hereby granted to the said *Pierce* and his Heirs: And likewise to set out unto the said Earl and his Heirs, so many Acres more undisposed and forfeited Lands as may be equal in quantity of Acres to the said Lands held by the said *Pierce Creagh*: and after such Restitution, the said Earl to hold and enjoy to him and his Heirs the said Lands and Tenements so as aforesaid restored; and the persons transplanted into or upon any part of the Premises, to have such satisfaction out of the Forfeited Lands undisposed of to English Protestants, as the Lord Lieutenant and Council of *Ireland* shall think fit.

**CXCV.** The Commissioners also forthwith, and without any previous Reprizal, to restore unto *Paul Sherlock*, Esq; Son and Heir of *Sir Thomas Sherlock*, and his Heirs, the Possession of the principal and capital Messuage or Seat, and also one Third of all the Messuages, Lands, &c. whereof the said *Sir Thomas*, or any in Trust for his use, were seized or possessed the day aforesaid (Impropriations and Appropriate Tythes excepted:) And also with all convenient speed to restore the whole residue of the said Lands (Impropriations and Appropriate Tythes excepted) the respective Adventurers or Soldiers in possession thereof, or claiming the same, being first satisfied their 2 Third parts, and for their Improvements. And from and after such Restitution as aforesaid, the said *Paul Sherlock* to have and enjoy the same to him and his Heirs, in as ample manner as he or they might have done if *Sir Thomas*, his Father, had not been decreed *Noctant*.

**CXCVI.** *Nicholas Barker of Limerick*, Son and Heir of

*James Burke*, his Heirs and Assigns, to be restored also to the principal and capital Messuage, whereof he or his Father, or any in Trust for them, were seized or possessed the same time: And also to 2000 Acres thereunto adjoining, or so much thereof as they or either of them, or any, &c. were seized, &c. and that so much other Forfeited and undisposed Land, to be likewise set out, and allowed to him and his Heirs, and within such County and Barony as the Lord Lieutenant, &c. and Council shall direct and appoint.

CXCVII. The Commissioners to restore forthwith to the Lord Viscount *Gormanston*, and his Heirs, all the Messuages, Mannors, Lands, &c. (to which he is not restored by some Decree of the Commissioners of the said former Act, herein confirmed) whereof he or *Nicholas* late Lord Viscount *Gormanston*, his Father, or any for their use, were seized or possessed the time aforesaid (Impropriations and Appropriate Tythes excepted) the Heirs or Assigns of *Charles* late Earl of *Mountrath*, having or claiming the same, being first satisfied by an Allotment to them and their Heirs, of so much Forfeited Lands as may be equal in quantity and number of profitable Acres to the Lands so as aforesaid to be restored; and being also first satisfied or secured for the Rents and Mesne Profits received by the said Lord Viscount *Gormanston*, or his Assigns, since his Entry, or to be received until such Allotment be made, according as the same shall be ascertained by the Commissioners, and at such time and in such manner as they shall appoint. And after such Restitution made as aforesaid, the said Lord Viscount *Gormanston*, to hold and enjoy to him and his Heirs and Assigns, all and singular the said Lands, &c. so restored.

CXCVIII. *John Grace* of *Courtstown*, Esq; and Col. *Richard Grace*, and their respective Heirs, to be restored to all the Messuages, Lands, &c. (except Impropriations and Appropriate Tythes, and except the Houses in *Kilkenny*) which they or either of them, or any, &c. held and enjoyed the time aforesaid, and which are not already restored to the said

said *Richard Grace* by some Decree, &c. (Adventurers, &c. being first satisfied their proportions and Improvements, &c.) and from and after such Restitution so made as aforesaid, to hold and enjoy the same to the said *John Grace*, his Heirs and Assigns, and to the said *Richard Grace*, his Heirs and Assigns.

CXCIX. *Patrick Arthur*, Merchant, also to be restored forthwith to all and singular Lands, &c. which he or any, &c. held and enjoyed at the time aforesaid (Adventurers, &c. being first satisfied as aforesaid) and then after such Restitution, to have and enjoy the same to him and his Heirs.

CC. The Sum of 10000 Pounds to be secured by *Richard Earl of Clanrickard* unto *Charles* late Viscount *Muskery*, by the yearly payment of 2000 Pounds *sterling* yearly per *Annum*, during the term of 5 years from the 8 day of *April*, in the 14 Year of the King's Reign, are enlarged for 3 Years more next after the said 5 Years ended: And if the Payments be made and determined within that time, then the same to be as good in Law as if it had been made within the said 5 Years; and in all other things the Letters Patents granted to the said Earl, to be as good and effectual in Law, and of like Force as the same were before the making of this Act.

CCI. All persons, their Heirs and Assigns, holding or claiming any Messuages, Mannors, Lands, &c. by vertue of any Clause in this Act contained, or by vertue of any Letters Patents, Grant, Restitution, or other Disposition or Allotment herein made, shall be subject unto, and charged with all Debts and Sums of Money due and owing by them or any other, whose Heirs, Executors or Administrators they are, and under whom they claim their Allotments as Heirs, &c. whether the Debts be due and owing by Specialty or matter of Record. And that all the Messuages, Mannors, Lands, &c. so held and claimed as aforesaid, shall be accounted as Assets in Law towards the payment of all such Debts to which the first Takers thereof are in



their own Right, or as Heirs, Executors or Administrators of any others, made liable by this Act.

CCII. The Heirs and Assigns of *Charles Earl of Mount-rath* to hold and enjoy all such Lands as were granted to him by Letters Patents of the late *Usurped Powers*, whereof he was in Possession the 7 of *March, 1659*, (except such as have been decreed or shall be restored to the Irish Proprietors) for which he or they to have the like quantity of profitable Acres set out, and that all the Lands, &c. and other the advantages by this or the said former Act, intended to be given, granted or confirmed unto the said late Earl, shall stand and remain disposed and divided among and between the present Earl of *Mount-rath*, the Relict and younger Children of the said late Earl, subject and liable to such Uses, Debts, Portions and Legacies as are expressed in a Decree made by the Lord Lieutenant and Council, bearing Date the      day of *October, 1663*.

CCIII. The Speaker of the House of Lords and Clerk of the Council of *Ireland*, to be comprehended in the Clause of the former Act, wherein the Speaker of the House of Commons, the Clerk of the House of Lords, and the Clerk of the House of Commons, and others mentioned in the said Clause, be paid by such person and persons, &c. as are therein mentioned, such Fees, and no others, as the Lord Lieutenant, &c. and Council, shall think fit; which being ascertained, like remedy to be given for the recovery thereof as in and by the said Clause of the said former Act is provided.

CCIV. No Lease or Custodiam granted by the King unto *Edward* late Lord Bishop of *Limerick*, now Bishop of *Cork, Cloyne and Ross*, or unto any other, of any Lands in the Barony or Baronies of *Comello and Popple-Bryen*, in the County of *Limerick*, whereof *William Barker, Esq.* his Agents or Under-Tenants, was in Possession the 7 day of *May, 1659*, shall any ways prejudice his Title to enter and take Possession of the same, not decreed away by the Commissioners of the

the said former Act, and to hold and enjoy the same to him the said *William Barker*, his Heirs and Assigns, with the like advantage in retaining the Possession and retrenching the Third part thereof, or placing such Debentures thereon as are satisfiable by the Rules of this Act, as any Adventurer or Soldier ought to have: And the Commissioners to give such Certificate for passing Letters Patents as may be necessary for his Settlement, in lieu and satisfaction of his Purchase of *Gilbert Marshal*, in as ample manner as he might have held the same if no such Lease or Custodiam had been granted, subject nevertheless to the Quit-Rents, &c. as other Adventurers in the County of *Limerick* ought to pay, and with like benefit as they ought to have.

CCV. Treasurers appointed and Authority given them by Order under their Hands and Seals to cause to be levied any Sum or Sums of Money (as the Committee of Adventurers sitting at *Grocers-Hall, London*, or any 7 or more of them shall think fit to appoint) upon all and every the Adventurers in *Ireland*, the Lands, Lessees, Tenants or Assigns, by Distress and Sale of their Goods rendering the overplus to the Owners; and the Lessees, Tenants or Assigns, to retain so much of their Rents in their Hands as the same Sum to be levied amounts to, the Sum so to be levied not to exceed 2 Pence for every 20 Shillings, originally paid by Adventurers, and satisfied in Lands in this Kingdom. None to be charged that formerly paid the same, and the Treasurers to appoint trusty Collectors of the Money, and they not to dispose thereof without order from the said Committee, or any 7 or more of them.

CCVI. The Commissioners forthwith (and without staying for any previous Reprizal) to restore *Sir Henry O Neale*, his Heirs and Assigns, to all the Lands in the County of *Autrum*, whereof he, or any in Trust for him, or to his use, were seized or possessed upon the 22 day of *October, 1641*, and after such Restitution in lieu thereof, with all convenient speed to set out unto *John Lord Viscount Mas-*

*sarene,*

*Massareen*, his Heirs and Assigns, so much other Forfeited Lands of equal value with the Lands so to be restored, in the County of *Louth*, if there shall be found sufficient there; if not, then out of other Lands to be disposed of by this Act: And that such further satisfaction be given to the said Lord *Massareen* and his Heirs, as as is appointed by the said former Act, and will stand with the Rules of this Act, so that the Lands may as near as may be lye contiguous, and that like effectual Letters Patents be thereof granted to him, his Heirs and Assigns, as any other Adventurer or Soldier by the Rules of this Act ought to have.

CCVII. The Town and Lands of *Artain*, alias *Tartain*, with the Appurtenances, containing 225 Acres, to be granted to Sir *Nicholas Armourer*, Knight, his Executors, Administrators and Assigns, according to the Tenor of the King's Letters Patents under the Great Seal of *Ireland*, bearing Date the 19 day of *November*, in the 15 Year of His Reign.

CCVIII. All the Messuages, Lands, &c. whereof Sir *John Fitz-Gerald*, Knight, died seized, and whereof Sir *John Fitz-Edmund-Gerald*, Knight, the Grandchild, died seized or possessed in the Year 1640, and which were then belonging, and of right appertaining to the Bishop of *Cloyne* and his Successors, and were by the last Will and Testament of the said Sir *John Fitz-Edmund-Gerald*, and the Schedule and Codicil thereunto annexed, Dated the 1 of *September*, 1640, Given and Bequeathed to King *Car. 1.* are hereby Vested and Settled in the now Bishop of *Cloyne* and his Successors for ever (the several Rectories and Improprate Tythes Bequeathed to the said late King only excepted) which are hereby declared to be Vested and Settled in and upon such of the present and future Incumbents and their Successors, who have or shall have actual cure of Souls in those respective Parishes wherein such Improprations are, and such Improprate Tythes do arise and renew; and in default of an actual Incumbent, then in the respective persons



persons now serving the Cure, and their Successors: and the Presentation to the respective Churches so as aforesaid endowed, shall be for ever, and the Patronage thereof in the King, His Heirs and Successors. And all other the Lands, &c. so given and bequeathed as aforesaid, and not formerly belonging to the Bishoprick or See of *Cloyne*, shall be Vested and Settled in the King, His Heirs and Successors: and the Lord Lieutenant to cause a Lease of so much as is hereby settled in the King, to be passed under the Great Seal of *Ireland* unto *Edward Bishop of Cork, Cloyne and Ross*, and *Sir William Flower*, their Executors and Assigns, for the term of 21 Years, rendring yearly unto the King, His Heirs and Successors, after the rate of treble such Quit-Rents as the Adventurers and Soldiers do pay for the like proportions within the said Province of *Munster*; saving and reserving nevertheless to *Edmund Fitz-Gerald of Ballymalow*, and his Heirs, all such Right and Title which he had unto the Premises, or any part thereof, upon the 22 day of *October*, 1641.

CCIX. The Commissioners to set out and allot unto the Provost, Fellows and Scholars of the Colledge of the Holy and Undivided Trinity near *Dublin*, the 666 Acres, 2 Roods, and 26 Perches English Measure, in the County of *Tipperrary*, and Barony of *Elioguardy*, heretofore allotted to *William Sheers* for his Father's Debentures of 300 Pounds, which in pursuance of a Decree in the Chancery in *England*, were since convey'd to the said Provost, &c. towards the satisfaction of a charitable Bequest devised to them by *Ellias Travers*, Doctor of Divinity, deceased; and that like effectual Letters Patents be thereof granted to the said Provost, &c. and their Successors for ever, as any Adventurers or Soldiers by the Rules of this Act ought to have, to be held by them the said Provost, &c. and their Successors, without any Defalcation or Deduction whatsoever; subject nevertheless to the Quit-Rents by this Act imposed.

CCX. The Isles of *Arran*, commonly called the great Island,

Island, the small East Island, and the Island of *Inish-Main*, lying in the half Barrony of *Arran* in the County of *Gallway*, with all the Royalties, Minerals (Royal Mines excepted) Fishings, &c. and Appurtenances whatsoever there-with enjoyed by the former Proprietors thereof before the 22 day of *October*, 1641, are Vested in, Settled upon, and Confirmed unto *Richard* Earl of *Arran*, his Heirs and Assigns, for ever; subject nevertheless to such Quit-Rents payable to the King, His Heirs and Successors, as other the Lands lying and being in the Province of *Connaught*, allotted to Adventurers and Soldiers, are liable to pay.

CCXI. The Commissioners forthwith and without any previous Reprizal, to restore unto *Patrick* Lord Baron of *Dunlough*, and his Heirs, the principal and capital Messuage or Seat, and one Third part of all the Castles, Lands, &c. which he or any to his use were seized or possessed of upon the 22 day of *October*, 1641, (except Impropriations and Appropriations Tythes) and with all speed to restore the whole residue of the said Lands, &c. (except before excepted) unto him and his Heirs, the Adventurers or Soldiers in possession thereof being first satisfied their shares and proportions for their Improvements, and from and after such Restoration, then to hold and enjoy the same to him and his Heirs.

CCXII. The Commissioners to examine the difference between *Elizabeth* Massam, Widow, and Sir *Robert* Forth, Knight, about the 1000 Acres in the Barony of *Slane*, of Forfeited Land; and if they find the possession of the Premises to have been wrongfully taken from the said *Elizabeth*, then to cause her to be put into the possession thereof, and to hold the same to her and her Heirs as fully as any Adventurer by this Act ought to do, untill the Commissioners shall set out to her and her Heirs so much thereof as they shall adjudge to amount to her proportion: And if they find the said Sir *Robert* Forth's Title to possess the said Lands to be good, then to set forth such satisfaction of Land

Land for the said Adventure as shall be according to this Act, and Letters Patents to be thereof granted to the said Elizabeth, and she to enjoy the same to her and her Heirs and Assigns accordingly.

CCXIII. So much Forfeited and undisposed Land to be set out by the Commissioners to *John Wakeham* and *Richard Wakeham*, as may be equal in quantity of Acres unto a full Third parts of the Lands whereof they were possessed before the 7 of May, 1659, for their Arrears (and were outed thereof) as fully and amply as if they had been thereof possessed upon the said day.

CCXIV. The Commissioners to restore *James Baynold* of *Loughscur*, in the County of *Leitrim*, Esq. and his Heirs, to the possession of all the Lands, &c. which his Father, or any for his use, were seized or possessed upon the 11 day of October, 1641, or at any time since, the Adventurers, &c. being first satisfied their shares and for their Improvements, and after such Restitution to hold and enjoy the same to him, his Heirs and Assigns forever.

CCXV. Nothing in this or the said former Act shall extend to bar any Right or Title of Escheat which the King hath to the Lands of *Con O Bowke*, in the County of *Leitrim*, lately Deceased without Heirs, and which is found by Inquisition remaining upon Record in Chancery, but that the King's Right be fully saved unto him and His Successors, any Seizure or Sequestration of the Premises, or any part thereof, upon the account of the late Rebellion or War, or any other matter or thing in this or the said former Act contained to the contrary notwithstanding.

CCXVI. The Commissioners (out of such Forfeited Lands as shall remain undisposed after all the English Interests are satisfied) to set out to *Mary Coghan*, Widow, the Relict of *Terrill Coghan* of *Kilcragga*, in the County of *Down*, Esq. Deceased, so much Land as shall be of like yearly value as the Lands which she formerly held for her Jointure, to be held and enjoyed by her for her life.



CCXVII. The like to be done for *Anne* Lady Dowager of *Shane*, to be of like value as the Lands she held for her Joynture as Widow and Relict of the Lord *Delvin* her former Husband, to be held and enjoyed by her for her life.

CCXVIII. *John Talbot* of *Malabride* to be restored to all the Lands, &c. in the County of *Dublin*, which he held and enjoyed upon the 22 day of *October*, 1641, or at any time since (such as purchased the same from *Susanna Bastwick* or her Children, or their Assigns, being first satisfied out of the Forfeited Lands undisposed of by this Act) by an allotment of so many Acres as may be equal in value to the Lands so restored) and after such Restitution, to hold and enjoy the same to him and his Heirs, but subject to Quit-Rents.

CCXIX. *Sir George Herbert* of *Dorrome* in the *King's County*, Knight and Barronet, to be also restored and placed in the actual Possession of all the Lands, &c. which he or his Uncle *Jasper Herbert*, or any to their or either of their uses, held or enjoyed on the day aforesaid, or at any time since (the Adventurers, &c. being first satisfied for their Shares and Improvements) and after such Restitution, to hold and enjoy the same unto him and his Heirs by such Tenures, Rents and Services (Tenures in *Capite* by Knights Service excepted) as the same were held the day aforesaid.

CCXX. *Sir Henry Tachburn*, Knight, to hold and enjoy to him and his Heirs, all the Lands which were set forth to him in satisfaction of Money and other Provisions by him furnished for the Relief of the Army in *Ireland*, between the Years 1641 and 1643, which have not been decreed away by the Commissioners of the said former Act, and that the Commissioners of this Act out of the Forfeited Lands which shall remain undisposed of by this Act, to Adventurers or Soldiers, do set out to him so many Acres of Forfeited Land as may be equal in quality to the said Lands so decreed away, to be held by him and his Heirs, and that like effectual Letters Patents be thereof granted.

**CCXXI.** The Commissioners out of such Forfeited Lands as shall remain undisposed of, to set out to *Mabell Countess Dowager of Fingall* so much Land as shall be of like yearly value as the Land which she formerly held, or ought to have held for her Joynture, to be held and enjoyed by her for her life.

**CCXXII.** All the Lands and Tenements in the Barony of *Conello* in the County of *Limerick*, set out to *Samuel Avery* late of *London*, Alderman, as an Adventurer (not decreed away by the Commissioners of the said former Act) into whose hands soever the same be come, by any Right or Title derived by, from or under him, his Heirs or Assigns, shall remain and continue Vested in the King, His Heirs and Successors, in satisfaction of a Debt owing by him to the late Usurpers for Customs, and excepted out of the Act of General Pardon passed in *England*. And if any part of the said Lands have been decreed away by the Commissioners aforesaid, the Commissioners of this Act then forthwith to Assign to the King under their Hands and Seals, to be Enrolled in the Chancery, so much more as may be equal in quantity and number of Acres to the Lands so decreed away: Which Lands so Assigned, shall be Vested in the King, His Heirs and Successors, freed and discharged of the Uses and Trusts in this and the said former Act expressed.

**CCXXIII.** The Earl of *Westmeath*, the Lord Viscount *Ikerryn*, the Lord Baron of *Dunboyn*, the Lord Baron of *Trymlestown*, the Lord Baron of upper *Offory*, the Lord *Barmingham* Baron of *Athunry*, Colonel *Richard Butler*, Sir *Richard Barnwell*, Barronet, Sir *Redmund Everard*, Barronet, Sir *Dermot O Sbaghnessy*, Knight, Mr. *Edmund Fitz Gerald* of *Balymalo*, Mr. *Thomas Butler* of *Killconnell*, Mr. *Macnemarra* of *Crevagh*, Mr. *David Power* of *Kilbolane*, Mr. *Donogh O Callighan* of *Clonmeen*, Mr. *Barnard Talbot* of *Rathdown*, *Conlye Geogbegan* of *Donore*, the Heirs of Sir *Lucas Dillon*, Knight, the Heirs of Sir *Valentine*

*line Blake, Barronet, Sir Robert Talbot, Knight, Sir Richard Blake, Knight, Dr. Gerrard Fennel, Geoffry Brown, John Brown of Neale, John Walsh, Thomas Terril, Edmund Dillon, Francis Coghlan of Kilscolgan in the King's County, Robert Nagent of Cartlanstown, Sir John Bourke of Derry Maklaghney, Thomas Arthur, Esq; Doctor in Phylick, Gerald Fleming of Castle-Fleming, and Bartholomew Stackpoole, Esq; and also the Lord Baron of Brittas, Mr. Tute, Son to Andrew Boy-Tute of Cullamore in the County of Westmeath, Esq; Mr. Walsh, Heir of David Walsh of Ballybeaghan in the County of Tipperary, Esq; Sir Edmund Bourke, Barronet, Son to Sir Wick Bourke of Glinske, in the County of Roscommon, Barronet, Deceased, Sir Thomas Esmond, Barronet, Sir Lucas Dowdall, Knight, Son of Lawrence Dowdall of Athlumney in the County of Meath, Esq; Mr. Walsh, Heir of Walter Walsh of Castle-Hoyle in the County of Kilkenny, Esq; Edward Wall of Ballynikill in the County of Catterlagh, Esq; Mr. Butler, Son of Theobald Butler, Son of James Butler of Derry-Liscan in the County of Tipperary, Esq; James Tobyn of Killaghee in the County of Tipperary, Esq; Richard Butler of Ballynikill in the County of Tipperary, Esq; Philip Purcel of Ballyfoyle in the County of Kilkenny, Esq; Sir Edmund Fitz-Gerald of Glanlish in the County of Limerick, Barronet, Pierce Walsh of Abby-Ownehney in the County of Limerick, Esq; John Power of Donelle in the County of Waterford, Esq; Pierce Power of Money-Largy in the County of Waterford, Esq; William Brabazon, the Heir of Anthony Brabazon, of Ballinaslo in the County of Roscommon, Esq; Daniel O Bryen of Duogh in the County of Clare, Esq; Lord Viscount Iveagh, Sir Edward Fitz-Harris of Cloghmotesfoy in the County of Limerick, Barronet, John Cantwell of Mekarley in the County of Tipperary, Esq; and their Heirs and Assigns, to be restored by the Commissioners unto their principal Seats, that is to say, unto their principal Messuages, Houses and Castles (Kilmedan and the Lands thereunto belonging excepted)*



as they shall chuse within 2 Months after the first sitting of the Commissioners of this Act, and unto 2000 Acres of Land thereunto adjoyning, if they or any of them, or their Ancestors, or any in Trust for them, or to any of their Uses, were seized or possessed of so much upon the 22 day of *October*, 1641, and were thereunto rightly Intituled; And in case they were not seized or possessed of so many Acres at that time, than unto so much thereof as they were seized or possessed of as aforesaid, and which lies contiguous to their principal Seats; and if any of the 54 persons before named shall be found to be in possession of any Messuage, and Lands thereunto adjoyning, which to them did right fully belong the Day and Year aforesaid, and the Lands so possessed be found to exceed the quantity of 2000 Acres, then the Lord Lieutenant, &c. and Council, to cause the Surplusage thereof to be retrenched and cut off in such manner as they think fit; and the Land so retrenched to remain and be Vested in the King, to be further disposed of to the Uses in this Act. And the Lord Lieutenant, &c. and Council, upon due consideration of the merits of the persons aforesaid, who not having 2000 Acres lying contiguous to their Seats, or having so much, shall not think themselves sufficiently provided for, shall direct and appoint the Commissioners to set out, or cause to be set out unto any the persons aforesaid or their Heirs, so much of the Forfeited Lands which remain undisposed after the several Protestants Interests herein provided for shall be satisfied, as the said Lord Lieutenant, &c. and Council, shall think fit.

CCXXIV. But nothing herein contained shall extend to restore the said Sir *Thomas Esmond*, Barronet, to the Possession of any Messuages, Lands, &c. whereof *George Duke of Albemarle* is in possession by himself or his Under-Tenants, or any ways Intituled thereunto, but that the same shall be held and enjoyed by the said Duke, his Heirs and Assigns.

CCXXV. And if any shall within 6 Months next after the

the Royal Assent to this Bill actually given, shall alledge before the Lord Lieutenant, &c. and Council, that the said Sir *Edward Fitz-Harris* hath committed any Massacre, Murther, or other such like hainous Crime or Cruelty upon the persons of any of the King's good Subjects; and shall prove the same by such Witness or other Evidence as the said Lord Lieutenant, &c. shall think good Proof; then the said Lord Lieutenant, by Order of the Council, may declare and adjudge the said Sir *Edward Fitz-Harris* to be guilty: And upon such Declaration and Judgment, he and his Heirs shall be made incapable of any benefit or advantage given by this Act, or of any Restitution as aforesaid.

CCXXVI. And all and every the Adventurers, Soldiers and Commissioned Officers, who are to be removed to make way for the restitution of the said 54 Persons, or any of them, shall be first satisfied by some other Forfeited Lands to be set out to them by the Commissioners, equal in value to the Messuages, Lands, &c. from whence they are to be removed: And all and every the Protestant Purchasers in *Connaught* and *Clare* shall be first satisfied by allotment of Land equal in value unto the Lands whence they are to be removed.

CCXXVII. All reprimable persons to be removed from any of the Messuages, Lands, &c. for the Restitution of the said 54 persons, or any other persons herein before or afterwards mentioned, shall receive the Profits of the same without any account to be rendered for the same, till the Commissioners have set them out such Forfeited Lands by way of Reprizal as they shall adjudge to be due to them; and if after Reprizals set out, they refuse to accept thereof, and shall detain and keep possession of the Lands from which they ought to be removed, then to accompt for and pay to the persons who ought to be restored all the Rents and Profits received from the time of setting out such Reprizals until the restorable persons shall be put in actual Possession of the same.

CCXXVIII. All Leases made *Bona fide*, of any Lands

to be restored, shall be held and enjoyed by the Tenants during their Leases, they paying their Rents reserved, and performing the Covenants therein contained, unto the persons to whom the Reversion thereof shall appertain: But if such Leases have been made in consideration of a Fine paid, and so a less Rent reserved than otherwise the Premises were worth to be lett, then the persons to be removed shall pay the said Fine to the persons to be restored, and shall be satisfied for the same by such an Allotment of so much other Forfeited Lands as shall after the rate of 8 Years Purchase be equivalent thereunto. And no Restitution made to any of the persons herein before named (the Restitution of *Francis Lord Bermingham* Baron of *Athunrye* excepted) shall extend to alter or diminish the Right which the Officers who served before the 5 of *June*, 1649, may claim by vertue of this or the former Act, to the benefit arising from the Redemption of Mortgages, &c. which do or may incumber the Premises so to be restored. Nevertheless the 54 persons so as aforesaid, to be restored, their Heirs and Assigns (the *Lord Bermingham* excepted) to have Power at any time within the space of 2 Years next after the Royal Assent given to this Bill, to redeem all the Mortgages, &c. entered into by any Forfeiting Persons not decreed Innocent, and do incumber the Premises, so as the Money due for such part of the Incumbrances as are within the security of such Commissioned Officers be paid to their use; and no possession thereof to be delivered till Payment thereof. And those incumbered to be restored to the *Lord Bermingham*, to be released and extinguished; and the Commissioners to set out so much other Forfeited Lands as may be sufficient to satisfy the said Commissioned Officers for the same: And all Protestants to be removed for the restoring of the other persons as aforesaid, upon their request to have Leases of the Messuages and Lands in their Manual Occupations for 3 Lives or 21 Years, at a moderate Rent not exceeding 3 Fourths of the true value of the Lands, in satisfaction of



their Improvements, except it be a capital Messuage, and then the Party to be restored either to make such Lease as aforesaid, or pay to the person to be removed in ready Money, the full value of such Improvements; and in case of default or refusal of making such Lease or Payment, the persons removed shall be enabled to re-enter and to retain the Lands until the performance thereof; and in case of difference touching the value of the Lands, the Lord Lieutenant, &c. and Council, upon Petition of the Parties concerned, may appoint Commissioners to settle the difference. Provided that nothing herein contained shall enable any of the said 54 Persons to be restored to any Impropriations or Appropriate Tythes, or any Glebe Lands parcel of any Rectory Impropriate; but that the same shall remain to such Uses as they would have been by this and the former Act, if the said 54 persons, or any of them, had not been named.

CCXXIX. And those who were in possession of any Lands or Houses upon the 22 day of *August*, 1663, to which they were restored by the King's Letters Patents, if they or their Ancestors, or any in Trust for them, were thereof seized or possessed upon the 22 day of *October*, 1641, and thereunto rightly Intituled, and are not otherwise provided for by this Act, shall by the Commissioners be restored unto, and put in possession of such Houses, and so much of the Lands being contiguous thereunto as shall not exceed 2000 Acres; and then to proceed therein by the same Rules as in the Restitution of the 54 persons.

CCXXX. Nothing in the said former Act, or this contained, shall be understood to give, restore or confirm to any Irish Papist or Popish Recusant, or any seized or possessed in Trust for any such, any Advowson or Right of Patronage of or in any Ecclesiastical Benefice or Promotion, or any Right of Nomination, Presentation or Collation, or Donation of any such Ecclesiastical Benefice or Promotion, but that the same shall vest, remain and continue

tinue in the King, His Heirs and Successors, until such Irish Papist or Popish Recusant, or the right Heirs of such, shall come to Church, and receive the Sacrament according to the Rites of the Church of *England*; and from and after such Conformity, shall be again revested in the person so conforming, and his Heirs.

CCXXXI. Sir *Edward Smith*, Knight, Lord Chief Justice of the *Common-Pleas*, Sir *Edward Deering*, Barronet, Sir *Allen Brodrick* and Sir *William Churchill*, Knights, and *Edward Cook*, Esq; appointed Commissioners to put in Execution the Matters of this present Act, and of the said former Act remaining in Force; and an Oath set down in this Act for the Commissioners to take before they act any thing in the Execution of their Commission, and before whom to be taken.

CCXXXII. All Doubts arising upon this or the said former Act, within the space of 2 Years next after the first Sitting of the Commissioners, they or any 3 or more of them, may by Writing under their Hands and Seals, acquaint the Lord Lieutenant, &c. and Council therewith; and such Order of Amendment, Explanation or Direction as they shall make in Writing within the said 2 Years, and Enrolled in Chancery, shall be as binding to the Commissioners and all other persons, as if the same had been part of this present Act.

CCXXXIII. And the 2 Years time to be computed from the day of the first Sitting of the Commissioners, is allotted them for putting this Act in Execution; and for performance of the several matters intrusted to them: and if not finished in that time, then the Lord Lieutenant, &c. and Council, may enlarge the time for the purposes aforesaid, to such further Periods as they by any Act of Council, and Enrolled in the Chancery in *Ireland*, shall think fit to declare, so as it exceed not the space of one Year from the expiration of the 2 former Years; and that such Order shall

be as good in Law as if it had been particularly expressed and Enacted by these Presents.

CCXXXIV. All Sheriffs, Mayors, Bayliffs, and all other Officers and Ministers of Justice, are well and truly to execute all Orders, Decrees, Precepts, Warrants, and other Commands of the Commissioners to them directed; and in case of Contempts or Misdemeanors committed in open Court, or of wilful Neglect or Disobedience, then the Commissioners to have like Power as any of the 4 Courts at *Dublin*, do or may lawfully use.

CCXXXV. And in all Sutes at Law wherein the Authority of this Act may any way avail, the Tenant or Defendant in such Sute may plead the General Issue, and give this Act and the Proceedings thereupon in Evidence; and if upon the Tryal a Verdict, or upon Demurrer a Judgment, be given for the Tenant or Defendant, or the Plaintiff or Demandant be Non-sute, then the Tenant or Defendant to recover their double Costs and Damages.

CCXXXVI. The Commissioners impowered to receive for themselves and Sub-Commissioners, 2 Pence for every profitable English Acre, which by any Sentence, Judgment or Decree by them to be made, shall be Granted, Assigned, Set out, Restored or Confirmed to any Adventurer or Soldier, &c. or any other whatsoever, in pursuance of any part of this or the said former Act, or any Proviso or Grant therein made; and such other Fees and Rewards in recompence of their pains herein, as the Lord Lieutenant, &c. and the Council, shall think fit and appoint.

CCXXXVII. This Act is not to prejudice *John Paine*, Esq; by reason of his being necessitated to take and accept of 100 Pounds, or thereabouts (in the time of the late Usurpers, for the present Subsistence of himself and Family then residing in *Dublin*) but that as to his full Arrears due before the 5 of June, 1649, for Service in *Ireland*; he, his Heirs and Assigns, be admitted to have and receive as full satisfaction for the same out of the Security set apart  
by



by this Act for satisfying the Arrears of Commissioned Officers before that time, as any of them who have received part of satisfaction for such Service may or ought to receive.

CCXXXVIII. All the Arrearages of Pay grown due before the 5 day of *June*, 1649, for which Sir *Thomas Gifford*, Barronet, Deceased, was to have received satisfaction in case he had been living, to be paid unto Dame *Martha Gifford*, his Relict and sole Administratrix, her Heirs and Assigns, in the same manner as they should have been satisfied to the said Sir *Thomas*.

CCXXXIX. The Commissioners to set out to the Earl of *Mount-Alexander*, his Heirs and Assigns, so much undisposed Forfeited Lands as may be equal in quantity of Acres unto 2 full Third parts of the Mannor, Castle, Town and Lands of *St. Woolstowns*, alias *Allens-Court*, evicted and recovered by Decree from *Hugh* late Earl of *Mount-Alexander*; and that Letters Patents be thereof passed in like manner, and to be of like effect as other Letters Patents granted by vertue of this Act, are or ought to be.

CCXL. No Sequestration or Allotment of any of the Lands belonging to the Territories and Precincts of *Feartry* in the County of *Wicklow*, and certain other Mannors, Lands, &c. given and granted by the King's Royal Father to Sir *John Cook*, by Letters Patents Dated the 7 day of *March*, in the 12 Year of His Reign, to any Adventurer or Soldier, shall any way bar or weaken the Right and Title of *Cook*, an Infant (Grandchild to the said Sir *John Cook*) but that he may hold and enjoy the same to him and his Heirs, according to the Tenor and Effect of the said Letters Patents.

CCXLI. Sir *Philip Harcourt*, Son and Heir of Sir *Simon Harcourt*, Knight, Deceased, to hold and enjoy to him and his Heirs, the Lands taken out of the Forfeited Estate of *Luke Nettervil*, together with certain Houses in *Dublin* settled on the said Sir *Simon*, by vertue of Letters under the Privy Signet of King *Car. 1.* so as the said Houses

and Lands together do not exceed 400 Pounds *per Annum*.

CCXLIII. The 15555 Acres of Land in the Counties of *Tipperary* and *Limerick*, whereof *Thomas Cunningham* and Captain *Lewis Dick* were possessed the 7 of *May*, 1659, by colour of 7000 Pounds Adventure pretended to be paid, shall be Vested in the King, His Heirs and Successors for ever: Provided nevertheless, that if they within 2 Months after the Royal Assent shall be actually given to this present Bill, make it appear by full and clear proof before the Lord Lieutenant, &c. and Council of *Ireland*, that the said Adventure-Money was really and *Bona fide* paid, in pursuance to the several Acts made by the late King *Car. 1.* for reducing the Rebels of *Ireland*; then they to have the like benefit and advantage of the said 15555 Acres as other Adventurers were to have by virtue of this Act.

CCXLIII. The Lord Lieutenant, &c. to Assess any Sum not exceeding 3 Pence *per Acre*, out of every Acre of profitable Land of Plantation Measure, which is by the late Court of Claims, or shall be pursuant to this or the former Act, decreed or confirmed, or set out or delivered to any of the Popish Religion in this Kingdom, and the same to cause to be levied by Distress or otherwise; and to be paid to the Receiver to be appointed, to the intent that 5000 Pounds be paid to *Milo Power*, Esq; his Executors, Administrators and Assigns; and that the residue may afterwards be Issued out to such Roman Catholicks of this Kingdom, who shall by the Lord Lieutenant, &c. be judged meriting the same in such proportion as shall be thought fit.

CCXLIV. The Commissioners forthwith to set forth unto Colonel *Carey Dillon*, his Heirs and Assigns, for ever, 1735 Acres of profitable Forfeited Lands, of 21 Foot to the Perch, being 2 Third parts of 350 Pounds *per Annum*, being the value of what he hath lost; with as much convenience of Building and other advantages thereon as they can; to be granted to him by the like Letters Patents as any

any other Soldiers by this Act are to have: And if the Commissioners think it necessary to have a Commission Issued out for the enquiry into the value of any Lands, &c. in order to the setting out the said Reprize, then the Chancellor, or Keeper of the Great Seal for the time being, are required to Issue out the same.

CCXLV. The Commissioners also forthwith, without staying for any previous Reprizal, to set out and restore unto *Randal Lord Marquess of Antrim*, all and singular the Honours, Castles, &c. whereof he or any in Trust for him were seized or possessed on the 22 day of *October*, 1641, (the Lands in the Barrony of *Glanarme*, herein after mentioned to be restored to *Alexander Macdonnel*; and also all Impropriations and Appropriate Tythes excepted) and that he shall hold the same unto him, and the Heirs Males of his Body begotten; (subject nevertheless to such Debts and other Incumbrances as the same were subject unto upon the day aforesaid; and to such Leases and Estates thereof made for the satisfaction of Creditors, as are provided for in and by the said former Act) and to the Payment of such further Quit-Rents as any other Lands there are subject unto. And all Adventurers and Soldiers that shall be dispossessed for his Restitution, forthwith to have allotted to them so much other Forfeited Lands sufficient to reprize them, for their 2 full Third parts due to them by the Rules of this Act; and for the better enabling the said Marquess to pay his Debts when he shall be restored by Sale of Land or otherwise; which cannot well be done unless the Reversion or Remainder in Fee, expectant upon the said Estate Tail be taken out of the Crown: Enacted therefore that all and singular the Lands and Tenements so as aforesaid appointed to be restored, and the Reversions and Remainders thereof shall be Vested and Settled in *Alexander Macdonnel*, Brother of the said Marquess, and his Heirs, as a Remainder in Fee expectant upon his Death without Issue Male.

CCXLVI. Provided that no Fine, Recovery, or other



Act or thing whatsoever, to be done or suffered by the said Marquess (other than Leases for 21 Years or 3 Lives, in Possession and not in Reversion, whereon the highest improved Rent for which the same were set for in the Year 1635, shall be reserved) touching or concerning any the Messuages, &c. within the Barrony of *Dunluce* in the County of *Antrim*, shall any way extend to bar, &c. the remainder thereof intended by this Act to be settled upon the said *Alexander*, but that the same shall after the death of the said Marquess without Issue Male of his Body, remain and be in the said *Alexander* and his Heirs, any such Fine, &c. to the contrary notwithstanding. But as to all other Lands and Tenements so to be restored, it shall be lawful for the said Marquess, by Fine, &c. or any other way he shall think fit, to bar, discontinue, defeat or incumber the Remainder thereof so limited and settled as aforesaid.

CCXLVII. But nothing herein shall extend to restore the said Marquess to the possession of any Lands which he or his Father did heretofore grant or convey in Fee-Farm to any Forfeiting Persons not declared Innocent; or to the possession of any Lands whereof he or his Father did make any Lease for Lives or Years to any such persons during the lawful continuance of such Lease; but the same so granted or demised, shall be put into the possession of such persons towards the satisfaction of their 2 Third parts, as would have been Intituled to the same, if the said Decree had not been made, nor the said Marquess hereby restored, saving to him the Rents and Services due, and to be done for the Premises.

CCXLVIII. Nothing herein contained shall extend to bar or hinder *Rose* Lady Marchioness of *Antrim*, of her right of Dower to any of the Lands so to be restored as aforesaid, but that it shall be lawful for her after the death of her Husband, to Sue for and recover her Dower of the said Lands.

CCXLIX. The Commissioners forthwith, without staying for any previous Reprizal, to set out and restore unto the

the said *Alexander Macdonnel* and his Heirs, all the Lands, &c. in the Barony of *Glanarm* in the County of *Antrim*, which were settled on him by his Father, and whereof he, or any other in Trust for him, was seized or possessed upon the 22 day of *October*, 1641, (Impropiations and Appropriate Tythes excepted) subject to the Debts and Incumbrances of the said *Alexander*, or such as were charged by his Father; and liable to a proportionable part of the Rent Charge granted to *Alice Countess of Antrim*, and to such Quit-Rents as are payable for Lands in the same Province.

CCL. So much of the Premises intended to be restored to the said Marquess, whereof he or his Under-Tenants were possessed upon the 1 of *July*, 1665, to remain in their Possession until Restitution be made by the Commissioners, as aforesaid; and Adventurers and Soldiers to retain so much as was in their Possession at that time, until Restitution be made as aforesaid. And *Alexander Macdonnel* to enter upon all the Premises intended to be restored to him (not in the Possession of Adventurers or Soldiers) and to retain and keep Possession thereof, until Restitution thereof be made by the Commissioners as aforesaid.

CCLI. *Rose Lady Marchioness of Antrim*, to hold and enjoy the Mannor of *Edenduffcarick*, and all other the Lands in the Baronies of *Toom* and *Antrim*, bequeathed to her by the last Will and Testament of Sir *Henry O Neile* her Deceased Father.

CCLII. *John Morris* and *Robert Clayton* to hold and enjoy such part of the Lands contained in the Decree of *Patrick Coleclough's* Decree, as they were formerly seized of, and he in lieu thereof to have the full benefit of the Reprizal due to them; and that until the said Reprizals be set out, the said Lands settled on them to be chargeable with the Annual Rent of 100 Pounds, payable yearly on the first days of *May* and *November*, and made liable to the Distress of the said *Patrick* upon Non-payment; and as soon as the Reprizals are set out, the said yearly Rent to cease. And

if

if the ancient Proprietor, or his Heir, shall be, or is by this Act restored to his Estate of the Lands in *Wexford*, whereof the said *John Morris* and *Clayton* are seized; yet (for preservation of the Iron-works there) they to hold and enjoy such part thereof as they now stand seized of, and the Proprietor for so much to be reprized elsewhere.

**CCLIII.** The Decrees made against *Sir George Lane*, concerning the Lands of *Philip Hore* Attainted of High Treason, made null and void, and he established in the actual Seizin and Possession of the Mannor, Castle, Town and Lands of *Kilsalchan*, with a Windmill and 6 Messuages, containing by Estation 300 Acres of Land, in the County of *Dublin*, with a Court-Leet and Court-Baron; together with several other Messuages, Lands, &c. in the County of *Dublin*, and County of the City of *Dublin*, and County of *Meath* (for which particulars see the Statute at large) being all parcel of the Estate of the said *Philip Hore*, and to be held and enjoyed by the said *Sir George Lane*, his Heirs, Executors, Administrators and Assigns (according to the agreement made between him and *Philip Hore* the younger) subject to such Rents and Services as the same are liable to by this Act; and the several Letters Patents as to all things therein contained (and not herein after changed or altered) are ratified and confirmed.

**CCLIV.** And the said *Philip Hore*, the Son, is restored to his Blood, and may derive his Pedigree and Descent from all and every of his Lineal and Collateral Ancestors (other than as to the Premises so settled on *Sir George Lane*, as aforesaid.) And he is also restored unto, settled and confirmed in the actual Seizin and Possession of the Town and Lands of *Castle-Knock* and *Irish-Town*, with a Mill and Salmon-Weare thereunto belonging, on the River *Liffy*, &c. and several Messuages, Lands, &c. (for which see the Statute at large) according to the agreement made between him and the said *Sir George Lane*, as aforesaid. And the said *Philip*, by vertue of this Act, to hold and enjoy all and singular



gular the Premises, to him and his Heirs, against the King, His Heirs and Successors, and against Sir George Lane and his Heirs, and all claiming under them, by vertue of this or the said former Act; subject unto such Rents and Services as the same are liable to by this Act.

**CCLV.** Sir George Hamilton, Knight, in full satisfaction of all Personal Arrears due to him for his Service in Ireland, before and after the 5 day of June, 1649, to be satisfied the Sum of 5000 Pounds out of the Security set apart by this and the said former Act (for satisfying of the Arrears of the Commissioned Officers, &c.) in such manner as by the Agreement between him and other the Commissioned Officers is made and concluded.

**CCLVI.** All Lands, &c. seized, sequestred or set apart upon account of the late Rebellion or War, and given or granted by any Clause in the former Act; or by any Letters Patents under the Great Seal of England or Ireland to any persons whose Estates therein were confirmed by the said former Act, or by this present Act, and whereof a Third part hath not been evicted by some Decrees herein confirmed (except the Lands granted to the Duke of York, Duke of Albemarle, Earl of Anglesey, Earl of Orkney, Earl of Mountrath, Lord Coloony, Earl of Falmouth, Earl of Carlingford, Lord Arlington, Lord Kingston, Childley Coot and Thomas Coot, Esqrs, the Relict and Heirs of Sir Simon Harcourt, and the Relict and Children of Colonel George Cook, Sir William Penn, Sir Theophilus Jones, Sir George Ascough, the Orphans of Colonel Owen O Connell, Sir George Rawden, Barronet, Sir George Lane, Edward Vernon, Esq; Erasmus Smith, Esq; and the Lands conveyed by John Parker to Trustees for Pious Uses, and the Lands granted to any in satisfaction of Arrears for Service done in Ireland, or in satisfaction of any Debt owing to them for Provisions for the Navy or Army in Ireland; and the Lands which by the said former Act are restored to former Proprietors only excepted) the said Clauses, Grants and Letters  
Pattents

Patents to be good only for 2 Third parts of such Lands, and no more, and as to the other part thereof to be null and void : yet the said Grantees, and all those claiming under them, to have like liberty of Retrenchment as Adventurers and Soldiers are to have by the Rules of this Act; and the Third part so as aforesaid to be Retrencht, to remain and be Vested in the King, His Heirs and Successors, to be disposed and applied to such Uses as other Forfeited Lands ought to be by this Act.

**CCLVII.** Out of all Lands decreed to any Irish Papist, Popish Recusant or Roman Catholick, after the 2 of *July*, 1663, and herein confirmed, one years Rent, according to yearly value, Lett at in the Year 1659, to be raised and levied (over and above all other Rents by this Act imposed) and to be paid to the Receivers herein after mentioned, by 2 even and equal Portions, the first Payment to begin on the 1 of *November*, 1667, and the Second on the 1 of *November*, 1668, and in failure of Payment for 20 days after the same is due, to pay double, to be levied by Process out of the Exchequer, as other Rents herein imposed are to be levied; and the same to be paid unto *Arthur* Earl of *Anglesey*, Vice-Treasurer of *Ireland*, and to be Issued out by him unto such Irish Papists, Popish Recusants and Roman Catholicks, as served under the King's Ensigns abroad, and are particularly mentioned in His Declaration, and were seized of or Intituled to any Lands upon the 23 day of *October*, 1641, to which they are not restored, and in such proportions as the Lord Lieutenant, &c. shall direct and appoint.

**CCLVIII.** The King's Right to any Forfeited Lands in satisfaction for Lapsed Money, is hereby released and discharged; and the Lord Lieutenant, &c. and Council empowered to impose upon the Lands (by vertue of this Act restored and confirmed to any former Proprietors of the Popish Religion, or granted to any Roman Catholicks in *Ireland*) such further Sums as they shall think fit, for the raising

sing of 30000 Pounds *Sterling*, in the most equal and indifferent way that may be, to be paid unto the Receiver hereafter mentioned, by 2 equal Payments, the first upon the first of *May*, 1666, and the second upon the first of *November* next following; and in case of failure of Payment for 21 days after the same is due to be paid, then to pay double, and the Vice-Treasurer of *Ireland* to Issue out, or cause to be paid unto *Richard Stratford* of *London*, Gent. his Executors, Administrators or Assigns, 3000 Pounds *Sterling*; and the residue and all Penalties that shall be incurred for Non-payment, unto such persons and to such uses as the Lapsed Money, or Lands to be set out in satisfaction of the same, were or ought to have been granted in pursuance of the King's Letters under His Signet, Dated the 10, 11, or 12 day of *February*, in the 14 Year of His Reign, or by any other Letters, or by any Letters Patents to *Roger Earl of Orrery*, or others.

CCLIX. The Customs of what kind soever due for any Goods Imported into, or Exported out of the Ports and Havens of *Strangford* and *Ardlafs*, or any their Members, formerly the Inheritance of *Wentworth* late Earl of *Kildare*, and by him sold to the King, are vested in and confirmed to the King, His Heirs and Successors.

CCLX. The capital Messuage, Mills, Mannors, Towns and Lands of *Chappel-Izzard*, alias *Izzod*, conveyed by Sir *Maurice Eustace*, Knight, late Lord Chancellor of *Ireland*, to the King, His Heirs and Successors, upon Payment of the Purchase-Money, is confirmed to Him, His Heirs and Successors.

CCLXI. The Commissioners to set out to Major *John Neile* so much of the Forfeited Lands in the Barrony of *Barrymore* in the County of *Cork*, as may be sufficient to repair him for the Houses in *Waterford*, whereof his Father was seized and possessed the 22 day of *October*, 1641.

CCLXII. And to restore unto Sir *Luke Bath*, Baronet, and his Heirs, all the Castles, Lands, &c. which he or his deceased Father, or any in Trust for them, was seized



zed or possessed of on the day aforesaid (except the Lands within the City of *Dublin* and Liberties thereof, and also all Impropriations and Appropriate Tythes) to be held by him, his Heirs and Assigns, subject to such Quit-Rents, &c. as the same are made liable to by this Act, and would have been charged if the same had continued in the Possession of any Adventurers and Soldiers. And so much Forfeited Land also to be set out to him in lieu of the said Houses and Lands in *Dublin*, as may be sufficient to reprice him: And the Commissioners to set out to the Duke of *Tork* so much other Forfeited Lands as may be equal in value for what he hath in *Custodiam* of the Estate of the said Sir *Luke Bath*. And all others who are Intituled to any part of his Estate, according to this Act, to be reprized also in a full Third parts of the value of their Interests before he be restored to such part of his Estate from whence they are to be removed.

**CCLXIII.** The Commissioners likewise forthwith, without staying for any previous Reprizal, ordered to restore unto *Garret Moore* of *Mourneen* in the County of *Mayo*, Esq; his Heirs and Assigns, all the Mannors, Lands, &c. which he or his Father, or any in Trust for them, held or enjoyed at the time aforesaid; and after such Restitution, with all convenient speed, to set out to the Adventurers and Soldiers to be removed, their 2 Third parts out of some other Forfeited Lands.

**CCLXIV.** And also to restore unto *Edmund Lord Viscount Mountgarret*, his Heirs and Assigns, his principal and capital Messuage, and all other Messuages, Mannors, &c. which he or his Father, or any in Trust for them, held and enjoyed as abovesaid, and whereof no Adventurer, &c. are in Possession (Improprations and Appropriate Tythes only excepted) and the said Lands, &c. in the Possession of any Adventurer, &c. (after their 2 Third parts set out to them of other Forfeited and undisposed Lands in satisfaction of their

their Interests) to be set out and placed in the Possession of him, the said Lord Viscount, and his Heirs.

CCLXV. Likewise forthwith to restore unto Colonel *Lucas Taaffe*, and *Elizabeth* his Wife, the Joynture, Portions, Lands, Tenements and Hereditaments, which she, or any for her use, held and enjoyed at the time aforesaid, or any time since.

CCLXVI. Provided no Reprizable Soldier, Adventurer or Officer, serving before the 5 of June, 1649, or Protestant Purchaser in *Connaught* or *Clare*, be removed out of any part of the Premises, which they are to have by the Rules of this Act, before they be first reprized for the same.

CCLXVII. *Richard* Earl of *Burlington* and *Cork*, and his Heirs and Assigns, in the distribution of the Security for the satisfaction of the Commissioned Officers, &c. to have the Preference and Preemption of all the Forfeited Houses, Lands, &c. in *Youghall*, at the rate of 8 years Purchase, as they shall be found to be *bona fide* worth: And *Arthur* Earl of *Anglesey* to have the like for all the Forfeited Houses, Lands, &c. in the Town of *Ros*, in the County of *Wexford*, at the rate of the said Purchase. And if any Doubt be made of the value of the said Houses or Lands, the Trustees for the said Officers upon request to have a new Survey, and according to such Return, the Houses and Lands to be sold, and not otherwise; and Debentures of the Officers aforesaid, offered by the said Earls, in part of Payment or for all, to be accepted and received by the Commissioners.

CCLXVIII. The Lease made to *Richard* Earl of *Burlington*, by *James Margetson*, Doctor of Divinity and Treasurer of the Cathedral Church of *St. Patrick's, Dublin*, of a House in *Dublin* called *Cork-House*, with the Appurtenances, bearing Date 23 of *January*, 1660, for the Term of 40 years, from the Feast of the Nativity of our Blessed Saviour then last past, is hereby confirmed for the said Term.

CCLXIX. The Lands purchased by *Arthur* Lord Viscount *Valentia* and Earl of *Anglesey* from any persons in actual

actual Possession thereof, by vertue of any Grant or Order of the late Usurped Powers (the Lands decreed away by the Commissioners of the said former Act only excepted) Enacted to be settled and confirmed unto him, and his Heirs and Assigns, and he and they to have and enjoy the same: And for such of the Estates as have or shall be decreed away, the Commissioners forthwith to reprice him for the same, and without any Retrenchment, by so much Forfeited Lands as may be sufficient to make up and supply what was granted by the said former Act, or by this Act; and to hold and enjoy all other the Benefits and Advantages by the said former Act given or granted.

CCLXX. All Moneys payable by this Act by any Adventurer, Officer, Irish Papist, &c. (excepting only the Quit-Rents, and other chief Rents payable to the King, His Heirs and Successors, and such other Sums as are herein otherwise directed to be paid) to be paid to *John Bence* and *Alexander Bence*, Esqrs, hereby appointed Collectors and Receivers by themselves, or Deputy or Deputies, whose Acquittances are to be sufficient Discharges in Law, the same to be Signed and Entred by the Officers of the Exchequer, and the Receivers to Accompt unto *Arthur Earl of Anglesey*, the King's Receiver-General and Vice-Treasurer of this Kingdom, to be disposed of by him to the several Uses as are limited and appointed, and to no other Use, taking the usual accustomed Fees: And the said Collectors to take such Fees as were formerly allowed and taken by the former Receivers of the Money, payable by the Adventurers and Soldiers. But the Commissioned Officers aforesaid to pay no Fees unto the said Receivers out of their Debentures, but the Receivers, in lieu thereof, to receive such recompence out of the Rents appointed for satisfaction of the said Debentures, as the Lord Lieutenant and Council shall think fit.

CCLXXI. *Theobald Lord Viscount Mayo*, his Heirs and Assigns, to be restored by the Commissioners (without stay-



ing for any previous Reprizal) to his principal and capital Messuage, and other the Messuages, Lands, &c. which he or his Father, or any Ancestor whose Heir he is, or any in Trust for them, held or enjoyed on the 22 day of *October*, 1641, and whereof no Adventurer, &c. is in Possession (Impropriations and Appropriate Tythes only excepted) and all the said Premises (after such Adventurers, &c. are allotted their 2 full Third parts of other Forfeited and undisposed Lands, in satisfaction of what they are possessed of) to be placed in the Possession of him, the said Lord Viscount *Mayo*, and his Heirs.

CCLXXII. The Lands of Captain *Owen Mac-Carthy* of *Glogheroe*, in the County of *Cork*, to remain in the King's Hands for 12 Months next after the passing of this Act, to the end he may make out his Claim; and if within that time it shall not be adjudged by due Course of Law, and his Right made to appear, then the same to be disposed of as any other Forfeited Lands by this Act ought to be.

CCLXXIII. The Arrears due unto the late Marquess of *Clanrickard*, for his Employments in this Kingdom before the 10 of *December*, 1650, to be allowed and satisfied to his Executors or Administrators, out of the Securities set apart for the Commissioned Officers aforesaid, before any Distribution made of the said Securities.

CCLXXIV. The Commissioners to set out unto *Charles James Mac-Carthy*, Viscount *Muskry*, all the Forfeited Lands in the Barrony of *Muskry*, in the County of *Cork*, not set out to Adventurers and Soldiers, nor restored to the former Proprietors and to be quietted in the Possession thereof; and to hold and enjoy the same to him and the Heirs Males of his Body; and for want of such Issue, the Remainders to *Donnough Earl of Clancarthy*, and the Heirs Males of his Body begotten, the Remainder in Fee to the right Heirs of the said Earl; and Certificates to be granted in order to the passing of Letters Patents. Provided that the said *Donnough Earl of Clancarthy* (Grandfather to

the said Viscount *Minsky*) or the Countess of *Clancarty*, if she survive the said Earl, may by way of Lease for years of any part of the Premises, or by Rent Charge for years, or otherwise, as to them or either of them seems meet, afford such relief out of the Premises to the former Proprietors thereof, as he or she do find, do best merit the same; and what he or she do therein, is hereby declared and made good in Law.

CCLXXV. All the Mannors, Lands, &c. in the County of *Sligo*, formerly belonging to *Donogh O Conner Sligo*, and *Tiege O Conner Sligo*, are Settled upon *William Earl of Strafford*, and *Thomas Radcliffe*, Esq; and their Heirs, under the Rents and Services due and payable thereout to the King in the Year 1641, and they to be forthwith settled in the Possession of all and singular the Premises: And the Depositions of Witnesses taken before the Lord Lieutenant and Council of *Ireland* concerning the Premises, may be made use of as good Proof for all such Lands as have been thereby proved to be part of the said *Donogh O Conner's* Estate; and the said Earl and *Thomas Radcliffe*, their Heirs and Assigns, shall within 6 Months next after the passing of this Act, pay such Sums of Money as within that time shall be made appear to be justly due from the said *Tiege O Conner Sligo*, *Edmund Mac-Jordan* and *Dorothy* his Wife, *Philip Percival*, *Thomas* late Earl of *Strafford*, and *Sir George Radcliffe*, or any of them, their Heirs or Assigns; and not by them paid towards the buying of Incumbrances, which were upon the Estate of the said *Donogh O Conner*, at the time of the Contract for the Lands; which Sums of Money so made appear, are vested in, and made payable to the King, His Heirs and Successors, to be disposed of as by His Signet, or Sign Manual, he shall appoint; saving such Sums of Money as shall appear to be justly due by one Mortgage upon part of the said Estate made by the said *Donogh O Conner*, to certain Feoffees to the use of the Children of *Sir Francis Blundell*, their Heirs and Assigns.

**CCLXXVI.** Adventurers, Commission Officers aforesaid, and Soldiers, in Possession of any of the said Lands, and to be removed, shall have so much other Forfeited Lands set out by the Commissioners, as may be sufficient to reprice them for 2 full Third parts thereof; and Certificates to be granted for Letters Patents, to be of like Force as any other Letters Patents pursuant to this Act are; and they to be discharged from all Arrears of Rent and Meine Profits by them received before their Removal.

**CCLXXVII.** The Town and Lands of *Bradculen*, and so much Lands contiguous about the same as may amount to 3000 Acres of profitable Lands, to have been assured to the said *Tiege O Conner*, and his Heirs, are excepted from being settled upon the said *William Earl of Strafford*, and *Thomas Radcliffe*; and to remain disposable between Sir *Francis Gore*, Knight, and Captain *Robert Parkes*, according to their several Proportions of what they possess of the said Estate; and what by the Rules of this Act belong to them, and are to be numbred out of such Lands now in their Possessions, most contiguous to the said Town of *Bradculen*.

**CCLXXVIII.** The said *William Earl of Strafford*, and *Thomas Radcliffe*, are restored to all the Estate, Right and Title, which *Thomas* late Earl of *Strafford*, and Sir *George Radcliffe*, had in the several Lands purchased by them in the County of *Sligoe*, either in Law or Equity, in or to the same in the Year 1640; and to be forthwith restored to the Possession thereof, under the Rents and Services due and payable to the King in the said Year: And such Adventurers, &c. as are to be removed, to be reprized in other Lands of like worth and value, according to the Rules of this Act, in case the said Lands be evicted from them; and they to be discharged from all Arrearages of Rents and Meine Profits received at any time before they shall be removed.



**CCLXXIX.** All Lands, &c. in the half Barony of *Irris*, and the Parish of *Dunfiny*, alias *Duncuney*, and adjoining unto *Irris*, in the County of *Mayo*, and the Parish of *Termon Barry*, in the County of *Roscommon*, Vested in, and Forfeited to or belonging, upon the 23 day of *October*, 1641 or at any time since, to the King or His Royal Father, together with all Mines and Minerals therein (Royal Mines excepted) and all Fishings from the 25 of *May*, 1663, are Vested in and Settled on Sir *Robert Vyner*, Knight, *Thomas Vyner*, Esq; *James Temple*, *Henry Lewis* and *Sylvanus Hyde*, of *London*, Gent. their Heirs and Assigns for ever, to be held of the Castle of *Dublin* in free and common Socage, under the Rent of 50 Pounds, to be paid at the Exchequer at *Michaelmas* and *Easter* by equal Portions, and *Thomas Earl of Ossery*, and *Richard Earl of Burlington* and *Orby*, *Roger Earl of Orrery*, and *Richard Earl of Arran*, and *Robert Boyle*, Esq; their Heirs and Assigns for ever, to enjoy the full benefit of the King's Letters under His Signet, Dated the 20 day of *March*, 1662, in the 14 Year of His Reign, for granting several Houses and Lands unto Sir *James Shaen*, his Heirs and Assigns for ever, towards satisfaction of Adventurers, or Arrears for Service done in *Ireland*, and other Interests confirmed, &c. and also to have and enjoy to them, their Heirs and Assigns for ever, the full benefit of like Letters, Dated the 24 of *July*, 1665, in the 17 Year of His Reign, in Trust for the Uses therein expressed (excepting only for the Lands in *Irris*, *Dunfiny* and *Termon Barry*, or any of them) any other Clause, or any Retrenchment or other thing to the contrary in any wise notwithstanding; so far forth as the Lord Lieutenant, &c. shall find the things herein contained, to be consistent with the King's Declaration, the said former or this Act, or any of them.

**CCLXXX.** Nothing in the said former or this Act is to Impeach the Innocency of *Francis Farrel* of *Mornine*, in the County of *Longford*, Esq; but that he be restored

unto

unto all the Lands, &c. claimed by him, whereof he was possessed the 23 day of *October*, 1641, and rightly Intituled thereunto, and particularly mentioned in his Decree from the late Commissioners, whereby he is adjudged an Innocent person.

**CCLXXXI.** Sir *Connel Farrel*, Knight, and his Heirs, to be forthwith restored to all the Messuages, Lands, &c. which by the said former Act were granted to him, and Certificates to be granted in order to the passing Letters Patents accordingly. The Commissioners also to set out to *Cornet Robert Meredith*, and all others who were or are Seized or Possessed of any of the said Lands, in satisfaction of any Adventures or Arrears, such other Forfeited Lands, as may be equal in quantity of Acres unto 2 full Third parts of the Lands so to be restored.

**CCLXXXII.** The Commissioners (without staying for any previous Reprizal) forthwith to restore unto *Colonel John Kelly* of *Skryne*, in the Barony of *Athlone* and County of *Roscommon*, his Heirs and Assigns, all the Mannors, Lands, &c. which he, or any in Trust for him, held and enjoyed upon the 22 day of *October*, 1641. And after such Restitution, with all convenient speed to set out to the Adventurers, &c. who shall be removed to make way for such Restitution, their severall 2 Third parts, or such other satisfaction as shall be due to them by the Rules of this Act, out of some other Forfeited and undisposed Lands.

**CCLXXXIII.** It's made lawful for Sir *Henry Talbot* to hold and enjoy to him and his Heirs and Assigns, the Lands, &c. in *Connaght*, granted to him by the King's Letters Patents under the Great Seal of *Ireland*, in exchange for other Lands of the said Sir *Henry's*, adjoining to the Castle of *Dublin*, and convenient for the King's Service.

**CCLXXXIV.** Allotments forthwith to be made to all Adventurers, &c. Seized or Possessed of any Castles, Lands, &c. which Sir *Nicholas Plunket* of *Balrath*, in the County

of *Meath*, Knight, rightfully held and enjoyed upon the 22 day of *October*, 1641, so much other Forfeited Lands equal in value to 2 full Third parts of the Lands whereof they are so possess, if willing to accept of such Reprizals, and to be removed: And all the Messuages, &c. for which they shall accept of such Reprize, and to be removed, and the 3 part of the Premises, and all other Messuages, &c. which at any time aforesaid did belong to him; to be allotted by the Commissioners to *James Hamilton*, Esq; one of the Grooms of the King's Bed Chamber, and his Heirs, Executors, Administrators and Assigns: And in case any of the persons possessed be unwilling to be removed, then the Commissioners forthwith to set out to the said *James Hamilton* and his Heirs, so much Forfeited Lands in some other convenient place equal in value to the said Land, or so much thereof as the said Adventurers, &c. shall be unwilling to be removed from.

**CCLXXXV.** The Clause in the former Act, and the Declaration therein recited, making it lawful for the King to restore any Innocent Papists (who were dispossessed of their Houses in Corporations) to the same again, is repealed.

**CCLXXXVI.** It's made lawful for *Richard Stephens* the younger, to hold and enjoy to him and his Heirs all the Messuages, Lands, &c. lying in the Town and Corporation of *Kells*, in the County of *East Meath*, whereof he or his Under-Tenants were seized or possessed upon the 7 day of *May*, 1699, which lye within the Securities set apart for the Commissioned Officers aforesaid, he placing thereon so many Debentures for Arrears due for Service before the 5 of *June*, 1699, for which no satisfaction hath been given, and which are satisfiable by the Rules of this or the said former Act, as do amount unto the full Sum of 300 Pounds.

**CCLXXXVII.** The Commissioners forthwith to set out unto *Sir Theophilus Jones*, Knight, and his Heirs, so much Forfeited



Forfeited Lands as may be sufficient in value fully to Reprize him for the Messuage, Lands and Improvements in and about *Lucan*, evicted and decreed away from him.

**CCLXXXVIII.** *Pierce Creagh* impowered to hold and enjoy to him and his Heirs all the Messuages, Lands, &c. in the Province of *Connaught* and County of *Clare*, or either of them, whereof he's possessed by himself or his Under-Tenants, into which he was Transplanted by the late Usurpers.

**CCLXXXIX.** The Lord Lieutenant, &c. and Council, to Assess and Impose upon all Adventurers and Soldiers, who by the said former Act were lyable to the Payment of Fees (to the Officers attending both Houses of Parliament) such Sums of Money not exceeding 5000 Pounds as they shall think fit; and cause the same to be Levied in such manner as other Sums herein before imposed are liable, and to be paid to the Receivers aforesaid, to be issued out, and distributed amongst such Officers, and in such manner as the Lord Lieutenant, &c. and Council (after the Advice of both Houses of Parliament thereupon had) shall decree and appoint.

**CCXC.** Colonel *William Legg* to have and enjoy to him and his Heirs for ever (in lieu of what has been retrenched of his Proviso) all the Lands, &c. granted to him by the King's Letters Patents, and past under the Great Seal of *Ireland*, pursuant to the King's Letters under His Privy Signet Dated at *Whitehall*, the 19 of *January*, 1663, without any Retrenchment or Defalcation whatsoever.

**CCXCI.** And *James Fitz-Gerald* of *Laragh*, in the County of *Westmeath*, and his Heirs, to have the like Restitution, Priviledges and Benefits in all respects as any of the 54 persons provided for by this Act.

**CCXCII.** *John Arthur*, Son and Heir of *Robert Arthur*, Deceased, late of *Dublin*, Alderman, to be restored

unto, and settled by the Commissioners in the quiet Possession, and have and enjoy to him, his Heirs, Executors, Administrators and Assigns, all the Mannors, Houses, Lands, &c. in the Kingdom of Ireland, which the said Robert Arthur, or any in Trust for him, held or enjoyed on the 22 day of October, 1641, or at any time since (except what thereof is in the hands of Adventurers or Soldiers, or is in the City of Dublin) for which he is to be forthwith reprized elsewhere, to the full value thereof, as near and contiguous to the said City as conveniently may be. And he is also restored unto, and enabled to Demand, Recover and Receive to his own Use, all and singular the Debts and Sums of Money, which at any time heretofore were due and owing to him, the said Robert Arthur, and are still unpaid.

CCXCIII. The Reversion and Inheritance of the Barony of Cary, the Lordship of Ballycastle, and Island of Rathbellue, and all the Lands, &c. within the said Barony, Island and Lordship, Demised by Randal Marquess of Antrim, by Lease dated the 22 day of November, 1637, for 99 years from Michaelmas, 1637, unto Alexander Macdonnell, John Moor, Archibald Steward and John Trayleman, in Trust for the Payment of certain Debts, are Enacted to be Vested and Settled in Martin Noell, Esq, Son and Heir of Sir Martin Noell, George Blake and John Robinson, of the City of London, Esqrs, upon these Trusts following (that is to say) If any person or persons, their Executors, Administrators or Assigns, to whom any Debt is owing, which was intended by the Lease aforesaid to be secured before the 29 of September, 1667, does accept of one Moyerety of their Principle Money, and have Interest for it from the time of such Acceptance at the rate of 10 Pounds per Centum, in full satisfaction of his or their whole Debt, and shall declare such Acceptance by Writing under their Hands and Seals, to be acknowledged before the Lord Chancellor,

Chancellor, Master of the Rolls, or any Master in Chancery, either in *England* or *Ireland*, and to be Registered in the Rolls of either Kingdom. And if the said Marquess happen to die after such Acceptance declared, and before Payment thereof and Interest at the rate aforesaid; then the Trustees, and Survivor and Survivors of them, and the Heir of the Survivor, shall out of the Rents of the Premises pay the said Moyety of the principal Money, with Interest as aforesaid, or so much thereof at the said Marquess his death as shall be behind and unpaid. And if he or his Heirs at any time before the 29 of *September*, 1675, pay all such Creditors, their Executors or Assigns, who shall compound as aforesaid, their full Composition-Money and Interest as aforesaid; then the Reversion and Inheritance of the Premises shall be Vested and Settled in him and his Heirs. But no Settlement of the Reversion and Inheritance by this Act, nor any Fine, Recovery, or other Act or Thing, to be done or suffered by the said Trustees without his Privy and Consent, shall give any strength or continuance of the said Lease for 99 Years, further than during the life of the said Marquess; but that the said Lease from and after his death shall be fully determined both in Law and Equity, to all Intents and Purposes. And no Creditor who shall refuse to come in as aforesaid, shall be admitted to have any benefit by the Trust of the Reversion and Inheritance as aforesaid. And where any Debts secured by the said Lease shall be compounded as at one Moyety with Interest, as aforesaid, the other Moyety is declared with the Interest to be Vested in and made payable to the said Marquess. And that he shall have like benefit for Payment thereof, out of the Lease for 99 Years, as any other Creditor refusing to compound can or may have. And the Trustees of the said Lease shall pay and satisfy his Executors and Administrators the other Moyety of the said Debt



Debt so compounded, with the Interest thereof, equally and in like manner as the not compounding Creditor can, or may be satisfied, this Act or any other Law to the contrary notwithstanding. And the said *Alexander Macdonnel*, *John Moor*, *Archibald Steward* and *John Trayleman*, Sureties for the said Marquess, and counter-secured by the said Lease for 99 Years, until the same was transferred as aforesaid; and every of them, their Heirs, Executors and Administrators, are hereby discharged from all Sutes and Demands which may be had against them, or any of them, or any of their Lands, Tenements, Goods or Chattels, for or in respect of any of the Debts intended by the said Lease to be secured, as aforesaid.

**FINIS.**

A N

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